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ARCHIVES OF MARYLAND
XLIX

PROCEEDINGS

OF THE

PROVINCIAL COURT OF MARYLAND
1663-1666

(4)

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J. HALL PLEASANTS
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LETTER OF TRANSMITTAL

BALTIMORE, May 2, 1932.

To the Maryland Historical Society:

GENTLEMEN:

This volume of the Archives of Maryland, which contains the Proceedings of the Provincial Court from 1663 to 1666 inclusive, is the fourth of the sub-series dealing with the activities of this court, and the forty-ninth of the general series of the Archives of Maryland.

It is the purpose of the Committee on Publications not only to continue to bring out the proceedings of the Provincial Court, which owing to their bulk is a slow process, but in the near future to begin the publication of the seventeenth century records of the Court of Chancery and of certain of the county courts of the Province. These together will be known as the Court Series of the Archives of Maryland, and in connection with the Decisions of the Court of Appeals from 1695 to 1729, which are shortly to appear under other auspices, will form as complete a picture of the entire judicial system of the Province as is possessed by any other colony.

It should be clearly understood that it is not the intention of the editor to attempt to give here a general history of the early judicial system of Maryland, which has been so well described by Bozman, Thomas, Steiner, Newbold, and Bond. This would seem to be a good opportunity, however, to consider in some detail a few obscure and unsettled questions regarding the evolution and development during the seventeenth century of certain of these courts, their jurisdictional relationship to each other as brought out by the study of this and previous volumes of the Archives, and to note the condition of the old record books from which our source material is derived. A definite opinion upon some of these mooted questions cannot be given at the present time—perhaps can never be given with absolute certainty—owing to the mid-century gaps in the records as a result of the struggle between king and parliament, from which Maryland suffered not a little. This re-study of some of these problems seems to have thrown additional light upon the early development of the Provincial Court and its peculiar relation to the St. Mary's County Court. It is hoped that, when the surviving early county court records finally appear in printed form, further light may be thrown upon other questions which are still puzzling.

Maryland is fortunate in that the records of the court exercising general jurisdiction in the Province during the colonial period have been so well preserved, although the same cannot be said of the seventeenth century records of the various county and manorial courts, which are quite fragmentary. The records of this court of general jurisdiction, known successively as the County Court, the Provincial Court, and the General Court, exist in an almost unbroken sequence from their beginning in 1637 to 1805, when the entire judicial system of the State underwent a complete change. These breaks are to be found prin-

cipally in the years 1641, 1642, 1645, and 1646, when the Province was reflecting the civil disturbances in the mother country between the king and parliament.

The early history of the general court of the Province, which by 1640 had probably begun to be called the Provincial Court, and its evolution during the first three or four decades following the settlement in 1634, have not received the careful and detailed study which they deserve. This, the fourth volume of the Archives dealing with the proceedings of the court, brings us down to the year 1666, and to the close of the period when the history of the court is obscure. It therefore seems a good point at which to reëxamine the steps in its development and its confusing relations to the various county courts.

Although it is certain that as late as the year 1649, the General Assembly as a whole sat as a court of law, it did so only infrequently. There is no doubt, however, that from the settlement, justice was ordinarily administered by the Governor and Council, the latter body being identical in personnel with what was after 1649 known as the Upper House of the Assembly, and at all times more readily available as a body than the more cumbersome and larger General Assembly, composed of both the Upper and Lower houses. Furthermore under his charter the administration of justice was reserved to the Proprietary, and in his Governor and Council he possessed a body over which he had full control. So there can be little question that it was to confirm a custom already existent, as well as a warning of "hands off" to the freemen of the Province, that under date of April 15, 1637, Cecilius, Lord Baltimore, issued from London his commission, or letter of instruction, to Governor Leonard Calvert and his Council, formally empowering them, among other things, to try and determine all civil and criminal cases, although the letter does not designate the name by which such a court was to be known (Arch. Md. III, 53). It is probable that during the first three or four years following the settlement, when sitting in their judicial capacity, the Governor and Council were simply known as "The Court," but for this early period no record of their sessions, as such, exists.

It was at the close of the year 1637, however, that changes took place in the government of the Province which gave rise to certain changes in the administration of justice. Until this time the settlement on Kent Island had been governed entirely by the Provincial authorities sitting at the town of St. Mary's. On December 30, 1637, Captain John Evelyn was made Commander of the Isle of Kent and given authority to appoint six or more additional commissioners to hold court with him, with powers in civil cases not involving more than ten pounds sterling, and in criminal cases with powers similar to those exercised by justices of the peace in England sitting in their Court of Sessions (Arch. Md. III, 59). On January 24, 1638, we find for the first time St. Mary's referred to as a county, and John Lewger appointed Conservator of the Peace there, with powers apparently limited to those of a single justice of the peace in England (Arch. Md. III, 60). It will be noted, that although Kent Island was not given a county status at this time and is referred to simply as a hundred of St. Mary's County, justice in Kent, in all save cases of major importance, was to be administered locally. In St. Mary's County, however, except as regards the

comparatively minor judicial functions exercised by the manorial or hundred courts, the court of the Governor and Council sitting there was to administer justice in all important local St. Mary's affairs, and was also to have original jurisdiction in Kent in civil cases involving more than ten pounds sterling, and in criminal cases involving loss of life or member.

Coincident with the establishment of a county form of government in St. Mary's, the general court of the Province came to be known as the County Court, and is thus called when it met there February 12, 1638 (Arch. Md. IV, 21). A year later at the February, 1639, session of the Assembly, there were introduced four bills, creating with clearly defined powers a County Court, a Chancery Court, an Admiralty Court and a Prætorial Court (Arch. Md. I, 47, 49, 46, 50). These bills, together with many others regulating in detail the Provincial government, failed of passage, doubtless because the Proprietary did not wish to have his powers limited by the Assembly in respect to his rights under the Charter. A general bill was allowed to pass, however, which confirmed in the Governor and Council among other things, general judicial powers in all civil, testamentary and criminal cases (Arch. Md. I, 83-4).

The court of general jurisdiction, known as the County Court after the organization early in 1638 of St. Mary's County, unquestionably lost this designation and became the Provincial Court sometime in the three year period between 1640 and 1642 inclusive, when Kent ceased to be a hundred of St. Mary's and was also given a county status. This organization of Kent as a county apparently took place in 1640. It is difficult to fix the exact date with certainty because the Provincial records for these three years, especially those of the Council, are very fragmentary. The first specific reference to Kent as a county is rather casual, when, July 18, 1642, burgesses representing Kent County were sworn in as such (Arch. Md. I, 129). There is strong evidence, however, from the wording of certain acts, that Kent had acquired a county status as early as 1640, for in an act passed at the October session of that year reference is made to the "commander of *every* county," at the August 1641 session an act was passed directing the sheriff of "*every* county" to perform certain duties, and again at the March, 1642, session an act refers to "*any* county of the Province" (Arch. Md. I, 97, 108, 123). While these laws may have been enacted merely in anticipation of the erection of other counties in addition to St. Mary's County, it seems more likely that St. Mary's and Kent were both fully organized counties when the act of October, 1640, was passed. With two counties in existence, to continue to call the general court the County Court would have been absurd, so the County Court became the Provincial Court, and the former name the designation of the courts of local and inferior jurisdiction in the several counties as they were organized, except that in the case of St. Mary's the Provincial Court, which usually sat there, for a few years remained the court of original jurisdiction for this county. The first specific use of the designation Provincial Court is to be found in an act introduced into the Assembly July 20, 1642, which became a law, entitled "An Act for Judges," in which a clear distinction is made between the "Provincial

Court" and the "County Court," and this in a way to indicate that both terms were then in general use (Arch. Md. I, 147).

The inclusion in the old Liber B B, from which this volume of the Archives is in large part taken, of a number of recorded papers for the years 1663-1666, relating principally to a land dispute in St. Mary's County (pages 571-91), brings up the debated questions as to just when a separate county court for St. Mary's first came into existence, and after its establishment, as to what were the respective jurisdictions in local affairs of it and of the Provincial Court. It is broadly stated by writers on the early judicial system of Maryland, that for the first decade or more following the settlement there was no purely local court in St. Mary's, other than the manorial courts with limited and local jurisdictions and powers, the Provincial Court having general jurisdiction there, and that even after the St. Mary's County Court was established, the Provincial Court had full concurrent jurisdiction with it in minor matters, and exclusive jurisdiction in cases of greater moment. Whether a county court existed before 1644 may be problematical, but it is certain that one was in existence in that year, for on August 20, we find the Governor commissioning William Braithwaite as Commander of St. Mary's, to sit with Thomas Green and Cuthbert Fenwick as a court to try minor civil cases and criminal cases not involving loss of life or member (Arch. Md. III, 150-1). It is obvious from this that the Provincial Court had original jurisdiction in more important civil and criminal cases, but there is nothing to indicate whether or not the Provincial Court had concurrent jurisdiction with the county court in minor cases, or whether in these cases there was the right of appeal from the county court to the higher court. That there was an especially close connection between these two courts in St. Mary's down through the forties and into the fifties is certain, but owing to the loss of all the seventeenth century St. Mary's County Court records it is impossible to determine just how much independence the local court really had, as the only record of its acts are the entries to be found in the Provincial Court records of cases heard on appeal to it from the county court. That it was less independent of the Provincial Court than the other county courts of the period may have been in part due to the fact that it was more directly under the eye of the Governor and Council than were the other more distant county courts.

As further evidence of a close connection between the two courts at this early period we find the same men from time to time on both courts, but owing to the lack of anything like a complete record of the membership of the county court, it cannot be determined whether any sat on both courts at the same time, or how much overlapping occurred. Significant of their association is the announcement made at an adjournment of the Provincial Court in 1649, "The Court rising the Governor appointed the next Court for the County of St. Maries to be held at St. Maries the seventh day of January," suggesting that some of the same justices were then sitting on both courts (Arch. Md. IV, 533). It may well be that this subservience of the local county court to the higher court existed only during the height of the struggle in Maryland between Proprietary and Parliamentary parties, and that the Commonwealth Commis-

sioners then in control may have felt the importance of keeping Provincial and local affairs in the same hands. Doubtless as a reaction against this too greatly centralized control over local county affairs we find the Burgesses of St. Mary's at the October, 1654, session of the Assembly securing the enactment of a law for the creation of a "County Commission to keep Court," and also the request of the Assembly that these burgesses consider who are those best qualified for that service and that these be nominated to the [Commonwealth] Commissioners of the Province, "the nominees to be present at the next General Provincial Council so that powers may be committed to them for keeping of the Courts of the said country" (Arch. Md. I, 347). Pursuant to this act the Provincial Court at a session held December 5, 1654, authorized the construction of a court house for the "County of St. Maries and Patuxent," at the home of John Hammond, and incidentally gave permission to Hammond to sell wine and strong liquors there (Arch. Md. IV, 410); and at a session held April 24, 1655, appointed as members of the county court Captain John Sly, president, with six associate justices. The court was ordered to hear and determine all civil cases involving less than twenty pounds sterling, and criminal cases where the loss of life or member was not in question (*ibid.* 413). The increase in the number of justices from three to seven would seem to indicate greater powers and independence, and it is likely that the St. Mary's County Court had from this time the same authority as the other county courts.

How long the justices commissioned in 1655 by the Commonwealth Commissioners held office we do not know, as the records of the Council for this period are fragmentary. The next St. Mary's Court of which we have a record of the names of the justices was the bench appointed June 14, 1661, after the government of the Province had been fully restored to the Calverts, and as would be expected, entirely new names now appear. We also have for the first time the specific appointment of a Clerk and Keeper of the Records of the County Court (Arch. Md. III, 422). There is no reason to believe, however, that these offices were now created for the first time.

We have traced the history of the St. Mary's County Court to the period when its organization, powers, and relation to the Provincial Court were doubtless the same as those of the other county courts. By the year 1666, when this volume ends, local courts with clearly defined and limited powers, in addition to those of St. Mary's and Kent which have been described, had been established as follows: Anne Arundel 1650, Calvert 1654, Charles 1658, Baltimore 1659, Talbot 1661, and Somerset 1666.

There are two possible explanations for the presence at the end of the old Provincial Court record book B B, of the St. Mary's County land entries printed here on pages 571-591. They may have been sent up by the clerk of the county court in a case appealed to the Provincial Court, or the blank leaves at the end of the book may have proved irresistible to a thrifty clerk eager to economize on paper. Both suppositions seem about equally probable. We have thus more or less accidentally preserved from oblivion interesting details in regard to Councillor Thomas Gerard and his manor of Saint Clement's, which would otherwise have been lost when the records of St. Mary's County were destroyed

by fire. It is probable that these entries have some relation to the suit between Thomas Gerard and Marmaduke Snow about Saint Clement's manor, which occupied so much of the time of the Provincial Court at this period, and to which reference will be made later.

In at least one respect, however, there can be no question as to the concurrent jurisdiction of the Provincial Court and the county courts, and that is in the matter of recording deeds for land. It is certain that during the first three decades following the settlement, land was ordinarily transferred either by assignment on the back of the original patent, which then passed by hand from the seller to the purchaser, or by a separate writing, or by livery of seizin with turf and twig, or seizin by the rod, with or without the recording of a deed. A picturesque instance of transfer of land by seizin in Maryland is thus described by the historian Bozman: "A court baron was held at the manor of St. Gabriel on the 7th of March, 1656, by the steward of the lady of the manor, when one Martin Kirke took of the lady of the manor in full court, by delivery of the said steward, by the rod, according to the custom of the said manor, one mesuage, etc., lying in the said manor, by the yearly rent of, etc., and so the said Kirke having done his fealty to the lady, was thereof admitted tenant (Bozman's *History of Maryland*, II, p. 581). In the period covered by this volume, among some fifty deeds recorded, we find six in which it is stated that the transfer of the land had been made by seizin with turf and twig (pages 135, 525, 569, 574, 577, and 591). There is one remarkable instance, recorded in the Provincial Court in 1665, of delivery by seizin, in which instead of turf and twig we find that, as a symbol of ownership, a tin candlestick, or tin funnel was used. A certain Mordecai Hammond in foreclosing a mortgage against Pope Alvey, of whom we will hear more later, finds it necessary to prove in court delivery of the land to him by seizin. Two witnesses swore as to the authenticity of the deed produced in court. One witness testified that he saw either a tin candlestick, or a tin funnel, handed to the purchaser by Alvey at the time of the delivery of the bond or deed. Two other witnesses swear that a tin funnel was used (page 496).

Although an act introduced at the 1639 Session of the Assembly, requiring the register of any court of the Province upon request to record conveyances of land in the court records, failed to pass, we find that transfers of land were thereafter occasionally recorded in the court proceedings (Arch. Md. I, 61-62). In 1663 an act was passed making obligatory the recording of all deeds of bargain and sale of land either in the Provincial Court, or in the court of the county in which the land was located (Arch. Md. I, 487-8). Up to this date we find comparatively few deeds recorded in the Provincial Court, and the fragmentary records of the county courts would indicate that enrollments there were also unusual. Beginning with the year 1663, however, the effect of the act became apparent and the number of deeds recorded in the Provincial Court rapidly increased, so that beginning with the year 1679 it was found advisable to keep two separate series of Provincial Court records, one for the court minutes and one for recording deeds. In this volume the recorded deeds, which number about fifty, will be found scattered throughout the court proceedings.

Deeds continued to be filed for record in the Provincial Court and in its successor the General Court, until the latter was abolished in 1805. As a matter of preference purchasers of land who were non-residents of the county in which it was located usually recorded their deeds in the more centrally located Provincial Court office.

Without entering into a detailed discussion of the evolution in Maryland of its court of the highest appellate jurisdiction, which during the entire colonial period was composed of the same men, who acting in various other official capacities, formed the Upper House of the Assembly and the Council, it may be said that a definitely organized body under the name of the Court of Appeals, first came into existence in 1694. Until 1694 the highest appellate court of the Province was the Upper House, sitting as such in a judicial capacity. Appeals from decisions of the Provincial Court down to this time, therefore resulted in the anomalous situation, in which the same men heard the appeal sitting as the Upper House who had previously decided the case below in the Provincial Court; and it is of interest to note that they not infrequently reversed their own decisions rendered in the Provincial Court, as is shown by the cases cited later. In 1694, however, the new court known as the Court of Appeals, was organized, and became the highest appellate body in the Province. While the newly created Court of Appeals was composed of the same men who formed the Upper House sitting as a court, an important change now took place in the composition of the Provincial Court, which thereafter drew its members in great part from outside this little group, although always a few members of the higher court were found sitting on it.

The story of the development and history of the Court of Appeals has recently been ably written by the Honorable Carroll T. Bond, the present chief judge of this same court. The discovery a few years ago by Judge Bond of an old manuscript volume containing the proceedings of this court from 1695 to 1729, with some breaks, has been a matter of lively interest to all students of the history of American law. It is the earliest and most complete record that has been preserved in any colony of proceedings by the court of the highest appellate jurisdiction. It is now being prepared for publication by the American Historical Association under the editorship of Judge Bond. It was selected by a distinguished group of those interested in American legal history as the first volume of a series which it is proposed to publish under the auspices of the Association, covering the historical development of the law in the American colonies. With its appearance the attention of all students of early American jurisprudence will be focussed upon the judicial system of colonial Maryland. It is therefore not amiss to note here some of the records of other Maryland courts that are available for students.

Down to the year 1661 equity cases seem to have been heard by the Governor and Council sitting in the Provincial Court, as cases of this kind are scattered through the records of this court, and no mention of a separate chancery court as such has been found. Prior to this date among the numerous offices conferred upon the several governors when they were commissioned, was that of chancellor, yet no instance of a governor considering an equity case alone as

chancellor has been found. In September 1661, when Charles Calvert was commissioned governor, his commission specifically provided that his uncle, Philip Calvert, whom he succeeded as governor, should retain the office of chancellor (Arch. Md. III, 439). The High Court of Chancery as a separate entity therefore dates from the year 1661. We find Philip Calvert recommissioned as chancellor in 1665 (Arch. Md. XV, 12). He is said to have held the office until 1689, and as chancellor was the Keeper of the Great Seal. He was also a member of the Upper House and of the Council, one of the judges of the Provincial Court, and after 1676 Commissary General for the probate of wills. When Philip Calvert ceased to be chancellor in 1689, this office again became vested in the governor, but with the later history of the Court of Chancery we are not here concerned. For the first seven years of Philip Calvert's chancellorship, we find as in previous years, the chancery cases scattered about in the Provincial Court record books. Beginning with the year 1668, however, the Court of Chancery began to keep its own books of record, which continue unbroken until the Court ceased to exist in 1855. It would appear that at least one or two justices of the Provincial Court always sat with the chancellor when equity cases were heard, and very often the entire bench. The connection between the two courts was a close one. It seems probable that at times they had the same clerk for even after separate series of record books for the two courts were opened it is not unusual until towards the close of the century to find entries of sessions of the Provincial Court as such, recorded in the Chancery Court libers, and what were obviously equity cases were sometimes heard in the Provincial Court. The records of the Court of Chancery in the seventeenth and early eighteenth centuries are much less voluminous than are the records of the Provincial Court. It is hoped that it will be possible to publish as a single volume of the Archives the proceedings of this court from 1668 to 1699.

The publication of the records of the county courts of Maryland presents great difficulty. Fire and neglect have taken a heavy toll. The county clerks usually preserved with great care the land records and the testamentary records, but sadly neglected the proceedings or minutes of the county courts, which were seldom called for after they were a few decades old. The comparatively few seventeenth century court minutes which have been preserved doubtless owe their existence to the fact that until towards the end of the century it was the custom of the county courts to record deeds to land in the same books in which the minutes of the court were kept. After the deeds in these early records had been transcribed into separate libers, as was done in many counties early in the next century, the original volumes suffered neglect. The result is that there are many breaks in the court proceedings in most of the counties. The extent of these breaks has been recently brought out by Mr. Louis Dow Scisco, who has made a very careful survey of the records of the various counties during the colonial period, and published the results of his study in recent numbers of the *Maryland Historical Magazine*. An examination of these lists shows that the earliest county court proceedings which have been preserved are those of Kent, Charles, Somerset and Talbot counties. Prior to about 1675 the records of only the three first named counties even approach completeness. It

is proposed to publish in two volumes what remains of the court records of these four counties down to about 1675, as part of what hereafter will be known as the Court Series of the Archives. Their value to local historians and to students of the early history of Maryland jurisprudence will be great. The handwriting, often scarcely legible, and the bad condition of much of the paper will make their preparation for the press a matter of great difficulty.

The only existing record of a manorial court that has been preserved is that of the Court Leet and Court Baron of Saint Clement's Manor, St. Mary's County, for 1652-1672, printed in 1883, in J. Hemsley Johnson's *Old Maryland Manors*.

Only passing reference need be made to the Court of Admiralty. Although not organized as a separate court until 1684, its judges seem thereafter to have been selected from the bench of the Provincial Court, and the relatively few references to its meetings at this period are to be found recorded in the proceedings of the Provincial Court. A few such cases will be found in this volume.

Nor need we discuss in much detail the history of the courts having jurisdiction in testamentary matters, as it is not proposed by the Committee to publish the testamentary records. Down to 1673 the Provincial Court and the county courts had jurisdiction in all such matters, and as late as 1658 the records of wills probated, and of administration accounts and inventories filed, are to be found scattered throughout the proceedings of the Provincial Court already published. Most, but not all, of the wills preserved down to 1658 are also to be found copied in old Will Book, number I, of the Prerogative Court records. This court was established in 1673. The record of wills probated, as well as of accounts and inventories filed in Maryland, prior to the year 1657, is fragmentary and no more complete than is the general record of the proceedings of the Provincial Court to this date. Beginning with the year 1657, however, the Provincial Court seems to have begun to keep a separate series of records, usually known as the "Testamentary Proceedings" for its routine testamentary work, which was under the immediate supervision of the Secretary of the Province. In addition to this series, there were also kept special books for recording wills. In 1673 the administration of all matters testamentary was taken out of the Provincial Court and placed in the hands of the newly created Prerogative Court, presided over by a Commissary General having similar broad powers in testamentary cases to those of the Chancellor in equity cases. The transition from Provincial Court to Prerogative Court control in 1673 was a smooth one, and the records were kept as before, except that inventories and accounts were no longer recorded in the books known as the Testamentary Proceedings, separate books being thereafter provided for them. As it was obligatory upon the clerks of the several county courts, and after the establishment of the Prerogative Court in 1673, upon the deputy-commissaries in the various counties, to furnish the central court of the Province having jurisdiction in such matters with copies of all testamentary records, and as this seems to have been faithfully done, Maryland, notwithstanding the destruction of several county court houses by fire, has in the records of this court a practically complete file of testamentary proceedings, wills, inventories, and accounts from

1657 to 1777, when the central jurisdiction over testamentary matters was abolished. It may be added that abstracts of the early Maryland wills, down to the year 1744, have been printed under private auspices as Baldwin's *The Maryland Calendar of Wills*.

The justices who served as members of the Provincial Court at the opening of the period covered by this volume were Governor Charles Calvert, later third Lord Baltimore, Philip Calvert, the Chancellor and an uncle of the Governor, Henry Sewell, the Secretary of the Province, Robert Clarke a former Surveyor-General, John Bateman, Baker Brooke, who married a niece of the Lord Proprietary, Jerome White, Henry Coursey, and Edward Lloyd. Bateman died late in the year 1663 and Clarke in July 1664, and their places were filled by William Evans and Thomas Truman. Henry Sewell went to England in the summer of 1664 and died soon afterwards. As has already been shown the men who sat on the Provincial Court were the same group that made up the Council and the Upper House.

During the three and a half year period which this volume covers the Provincial Court met twelve times as follows: March 25–April 1, 1663; April 8, 1663; May 3 1663 (as a Court of Admiralty); September 8–11, 1663; February 9–12, 1664; April 5–6, 1664; July 5–6, 1664; October 4–6, 1664; December 20–22, 1664; March 1–3, 1665; October 10–17, 1665; January 2–5, 1666. The March, 1663, session was held at St. Leonard's and the Admiralty session at St. John's; all the other meetings were held at St. Mary's, doubtless in the house bought from Hannah Lee in 1662 for use as a State House, which figures so extensively in the records of the court found in this volume.

Of the men who appear as attorneys before the Provincial Court at this period, few, if any, were lawyers; and the same may be said with equal truth of the justices themselves. The names of some thirty men occur as attorneys representing various litigants before the court. Many of these were planters and officials of prominence. We name a few: Dr. Luke Barber, William Calvert, Thomas Dent, William Evans, Josias Fendall, George Gōūldsmith, John Gittings, Daniel Jenifer, Dr. John Lumbrozo, John Morecroft, James Neale, Thomas Notley, Thomas Manning, Francis Riggs, Thomas Sprigg, Nicholas Spencer, and Robert Slye.

The matters brought before the Provincial Court during the four years included in this volume are very numerous and cover a variety of subjects. Apart from the legal interest, which makes special mention here of several of the cases well worth while, many of the entries have sufficient historical, personal, or human interest to render them especially deserving of the reader's attention. Perhaps the majority of the cases are suits for debt brought before the court in order to secure a judgment against the debtor, and execution against his property and person, the latter resulting in imprisonment, if the debt were not paid. Considering the comparatively small population of the Province at this time and the fact that innumerable suits for small matters were also brought in the county and manorial courts, the large amount of litigation is surprising. To attempt to present anything like a complete analysis or comment upon all the cases brought before the court which are recorded in these

proceedings, would extend this introduction to formidable proportions. It does seem desirable, however, to comment upon a few of the cases which are of special interest.

In 1661 John Nuthall, a Virginia merchant, purchased from Thomas Cornwallis two important manors of two thousand acres each on St. Inigo's River, St. Mary's County, known as Cornwallis' Crosse Manor and St. Elizabeth's Manor. The seller and his wife Penelope, and the purchaser, were all in England at the time the deed was executed, although it was not recorded in Maryland until two years later (pages 3-6). It is known that Nuthall settled on his Maryland manor and died there about seven years after his purchases were made.

In 1663 Christopher Jones mentions the tobacco due to him for his former services at the Susquehannough Fort (page 7). This was doubtless when Maryland soldiers were sent to assist the Susquehannough Indians in warding off an expected attack of the northern Iroquois. Several other references to Indian affairs are to be found. In a deed for land on the Choptank River there is a casual mention of the site of an Indian town when the land was conveyed (page 454). On one occasion a session of the court, which was to be held in June, 1665, was deferred by proclamation, one of the stated reasons for its postponement being, that the daily incursion of hostile Indians into the Province made its holding then inadvisable (page 465). A few weeks later two Indians were arrested and brought into court for trial, charged with the murder of a child. It was brought out by the trial that four Indians had come to the home of Mrs. Agatha Langworth, the widow of James Langworth, in Charles County. The men of the family were away at the time, but the Indians were frightened away from the house by Mrs. Langworth. The Indians found a servant woman with the two Langworth children in a cornfield nearby, where they had concealed themselves. One of the Indians struck down the boy with his tomahawk and cut off his head. The little girl fled and escaped. The Indian followed the servant and also struck her down with his tomahawk, but failed to kill her. Mrs. Langworth's signals brought several settlers from Bennet Marchegay's plantation nearby and the Indians were driven away. At the trial the Indians do not appear to have made any defense. They were both found guilty, and were hanged at St. Mary's. Incidentally the record of the case preserves some scraps of the Indian language, which may be of interest to philologists (pages 481-484, 489, 491). At the October, 1665, session of the court, Chief Naucotamon of the Mattawoman tribe in Charles County came into court to inquire if the English wished his people to move farther away. The court rather cannily decided that it would be safer if the Indians remained near by, where they could be more easily watched, and the Chief was told that his people should remain where they were. The court also ordered that an Indian reservation be laid out to include their present habitation, and that no colonist might settle within three miles of this reservation (pages 512-513). In Charles County the Indians were disturbed by the planters' stock breaking into their fields. At the February, 1664, court Josias Fendall, the late Governor, on behalf of his

daughter, entered a claim to a number of horses that were running wild and annoying the Indians at Port Tobacco, and damaging their fields of grain. The court ordered the colonists to aid the Indians in making a stockaded pound where stray animals might be held until their owners paid for any damage done by them (page 139). There is one reference to an Indian slave (page 495).

A number of cases came before the court involving disputes between indentured servants and their masters, and cases of alleged cruelty of masters to servants. At the March, 1663, session, an interesting account is given of a strike among the servants of no less a personage than Richard Preston on his Patuxent plantation, because they were expected to do hard work on a ration of beans and bread without meat. The court does not seem to have sympathized very much with them on this ground, as they were sentenced to be flogged with thirty lashes each, but upon craving forgiveness of their master in open court the penalty was suspended (pages 8-10).

A case presenting considerable human interest was that involving a young girl named Hester Nicholds. Hester, who had been born in the province, was indentured as a servant in 1659, when ten or eleven years old, by her father John Nicholds, an impoverished planter, to Thomas Cornwallis, one of the founders of Maryland and a man of the highest standing. Cornwallis and his wife went to England a few months later, and the girl was then sold with his other servants to Thomas Nuthall. At the February, 1662, session of the Provincial Court, the father of the girl asked to have the indenture cancelled and Hester released, asserting that Cornwallis had violated his promises that she would be treated as if she were his own child and only be required to wait on his wife, and that she would be taught to read and sew, but that instead of this she had been sold to Nuthall as an ordinary indentured servant. One of the witnesses who testified in behalf of Hester was a certain Edward West. Nuthall was represented by his attorney Daniel Clocker. The case was tried before a jury which decided that the contract had been violated, and the court ordered that the girl be released (Arch. Md. XLI; 515-516). Cornwallis then appealed the case to the General Assembly, and it was tried September 18, 1663, before the Upper House. He was represented by William Calvert, his attorney, who requested a rehearing on the ground of error. Cornwallis declared that the girl had been bound by an ordinary indenture and that he had made no promises as to the kind of service that she was to perform, that he had taken her very reluctantly out of pity for her and her father, as she was a "rude raw ill bred child" not fit for his wife to take to England as an attendant, where good maids were plentiful. He adds that West, the only witness at the trial, testified falsely as he wished to marry the girl. He asks that the case be sent back to be retried in the Provincial Court, sitting at a court of chancery, on the ground that, involving as it did the interpretation of a contract, it should not have been tried before a jury, and the Upper House so ordered (Arch. Md. I; 463-466, 481). The record of the rehearing is to be found in this volume. Sitting as a court of chancery the case came before the Provincial Court at its February 11, 1664, session, when Cornwallis was represented by Josias Fendall

as his attorney. It was urged by Nicholds that the indenture be declared invalid because no consideration was named in it and because the girl had not been bound before a magistrate. The court by a vote of three to two, the Chancellor and the Governor, voting with the majority, held that it was valid and Hester was required to serve out her seven years (pages 122, 137). We do not know whether West waited and married her or not.

Sitting as a Court of Chancery, in September, 1663, an interesting case involving the rights of an indentured servant was heard by the court. Francis Gunby, or Gomby, by an indenture recorded in the city of Bristol, England, had bound himself to Richard Deaver of Anne Arundel County to serve him for four years as a joiner, and to work as a joiner exclusively, and to receive from Deaver a third part of his gains. Gunby complained that he was sold from one master to another, that his indenture had been stolen from him while he was sick, and that the conditions of his servitude had not be respected by his masters. He prays for relief (pages 103-104, 140-141, 192, 236). We do not know the outcome of the case as at the time the last reference is made to it in the records, it is marked "noe reture."

In a case heard on appeal from one of the county courts to the Provincial Court at the September session Councillor Thomas Gerard, who figures as one of the witnesses, gives an interesting picture of the arrival of a certain Captain Hinfield at Gerard's quarters at Mattapony with a number of Irish servants for sale (page 123). A rather horrible example of the cruelty of which the early records show indentured servants were not infrequently the victims, is illustrated in the case of Alice Sandford, a maid servant, who died after a severe beating administered by her master, Pope Alvey of St. Mary's county. The details of the case are especially revolting. The jury of inquest found that she appeared to have come to her death as the result of ill treatment, and at a court held in July, 1664, the jury found Alvey guilty of murder. He craved the "benefit of clergy," however, and after demonstrating his ability to read the "booke," he was "forthwith burned in the brawne of his righte hande with a red hott iron," and released. At the March, 1665, session of the court a certain Paul Marsh petitions the court to require Alvey, to whom he had hired a servant some time previously, to give bond for the latter's safe return, as it was currently reported that in addition to causing the death of a servant for which he was recently punished he had maltreated another man servant so that he died soon afterwards. At the October, 1665, session Mordecai Hammond instituted foreclosure proceedings on a mortgage upon some of Alvey's property. It was necessary that legal delivery of the land to Hammond be proven, and it was in this case that several witnesses testified that delivery was made by seizin, Alvey handing to Hammond a tin funnel, or as one witness described the object, a tin candlestick. We find Alvey in serious trouble again. A short while later at the January, 1666, session of the court, he was indicted and tried for stealing and slaughtering a cow belonging to Colonel William Evans. The court clerk describes the trial in great detail, and does so in a very modern journalistic style. Under the English law then in force the death penalty was provided for such a serious theft as this. For some reason the jury, notwithstanding

Alvey's bad record, seems to have been leniently disposed towards him, for although they brought in a verdict of guilty, they added that the cow was worth eleven pence and no more. It would appear that the theft of an object of as little value as this was not punishable by death. The jury was sent back by the court, however, with instructions to bring in a simple verdict of guilty, and Alvey was then and there sentenced to be hanged. A number of his friends who were in court at once interceded for him on bended knees, and the Governor thereupon suspended sentence upon promise of his future good behavior (pages 166-168, 234-235, 453, 496, 538-545, 555). It is learned from another source that some eight years later a petition was presented to the Governor in behalf of Alvey by the Lower House of the Assembly, and as a result of this full pardon was then granted him by the Governor (Arch. Md. II, 377). Another instance in which the "benefit of clergy" was craved and granted, was in the case of Arthur Nottool, arrested for burglary and left shackled in the sheriff's house. He wrenched off the shackles, stole some food, and was recaptured with difficulty. He was tried at the July, 1664, session of the court and found guilty, but upon claiming the benefit of clergy, he escaped the death penalty and was branded in the right hand and released (pages 232-233).

Another case involving the terms of an indenture came before the court at its April, 1664, session. A servant maid had been sold by her master, Cuthbert Fenwick, under an extended indenture. The question at issue was the validity of a second indenture that would have extended her time of service. The case had been heard in the Calvert County Court, which had decided in favor of the girl. It was then heard on appeal by the Provincial Court, which confirmed the action of the lower court (pages 220-221, 237-238, 265, 380).

At the December, 1664, session, the court inquired into the sudden death of an indentured servant owned by John Grammer of Patuxent. The jury of inquest was unable to find evidence of whipping, but rendered a verdict that death was due to lack of proper food and lodging (page 351). At the same session John Holmewood of Anne Arundel County is called to account by the court for failing to have an inquest held over the body of a servant of his who was drowned. Testimony in the case clearly showed that the drowning was accidental, and after Holmewood had explained that he had reported the matter to the proper authorities, he was discharged (pages 314, 351, 374, 394). At the same court Sarah Hall, servant maid to Thomas Wynne, complained to the court that she had been abused by her master, that she had received several boxes on the ear and at least one "kick on the breech," and that her master had threatened to knock her down with a chair. The court ordered that she be appraised and sold to a new owner. The appraiser valued her at one thousand pounds of tobacco (pages 318-319).

Perhaps the earliest mention of oystermen's warfare, which until comparatively recent years was of frequent occurrence on the Chesapeake and its tributaries, was brought to the attention of the court at the March, 1663, session when Patrick Due, an overseer on the Bromall plantation in Calvert County, was tried for firing upon some sailors who were helping themselves to oysters recently gathered by one of the plantation hands. A sailor was killed, and Due

was tried and found guilty of manslaughter. He craved the "benefit of clergy," and upon demonstrating to the court that he could read from the Book, he was branded in the right hand and released. The court then issued an order that each county should be equipped with branding irons (pages 10-17). The arrest of Captain Samuel Tilghman was ordered at the March, 1663, court, because he had spoken contemptuously of Lord Baltimore and His Lordship's government (page 18). This Samuel Tilghman, a cousin german of Dr. Richard Tilghman, who in 1668 founded in Maryland the distinguished family of this name, had been commissioned in 1658 "Admiral of the Maryland Fleet," and had doubtless been identified with the Parliamentary or anti-Proprietary faction. An early instance of property left for the endowment of a school in Maryland is brought out in connection with a dispute which arose in the settlement of the estate of a certain Edward Cotton, who left property to be used for this purpose, "or for other pious uses." Ralph Crouch, a schoolmaster, who was one of the executors of Cotton's will, had returned to England and was represented before the court by a Jesuit priest, Francis Fitzherbert, as his attorney. The case was heard February 3, 1663, and several months later a decision was rendered favorable to Crouch as executor (pages 19-23, 135).

A number of admiralty cases came before the Provincial Court, sitting in its capacity as a Court of Admiralty, among the offices conferred upon the Governor by the Proprietary being that of High Admiral of the Province. Sitting May 8, 1663, as a Court of Admiralty, the justices of the Provincial Court heard a case involving the violation of the English Navigation Act by Joseph Winslow, master of the ship *Content* of Boston, who had failed to give bond before loading his vessel with tobacco in the Patuxent River. The ship was ordered forfeited to the Lord Proprietary (pages 23-24). We find the court sitting in February, 1663, in an admiralty case of considerable interest. The ship *St. George* of Bantry, Ireland, had been sold by Dutch owners to a group of purchasers, who were residents of Bantry. The ship was seized as a prize at the Barbadoes and brought to Maryland. The seizure seems to have been made on the ground that she was a Dutch ship violating the British Navigation Act. Suit was brought by the Irish owners to recover possession, and a number of interesting depositions were filed in reference to the ownership of both the ship and cargo. While action in the case was pending a letter was received from Lord Baltimore directing the Governor and Council to drop the case and to release the ship and its cargo to its Irish owners, in which Baltimore describes the owners as "Co^t George Walters a p^rson of quality and my noble ffriend, and others his Partners" (pages 138, 148-154).

At the 1664 and 1665 sessions of the court the ownership of another vessel was brought into question. A frigate called the *Expedition*, David Anderson, master, had been owned by two partners, Henry Goodrick and Henry Hudson. Goodrick had sold his interest to a certain William Carver of Elizabeth River, Virginia, and it appears that Hudson had assented to the sale, but had not signed a release of his title. Carver then chartered the ship to a certain Isaac Bedlow of New York, and somewhat later, Hudson brought suit in New York for possession of the vessel, and was referred to the Maryland courts. He then brought

suit in Maryland against Anderson and Bedlow, and obtained a writ of arrest of the ship. Bedlow, who had chartered the ship, filed a bond, and was temporarily given possession of the ship. At a later session the litigants appeared in court but Hudson failed to establish his title. The case finally came before a jury, which brought in a split verdict. The court then decided that Hudson had established a good title (pages 288-289, 321, 323, 372, 511, 552-553). The case was appealed to the General Assembly by Anderson and Bedlow through their attorneys, Thomas Notley and John Morecroft, and was heard before the Upper House, April 26, 1666. Hudson not making an appearance, action was postponed until the next session (Arch. Md. II; 33). As there is no later mention of the case in the Assembly Proceeding it would appear that Hudson lost by default or settled out of court.

A case involving the violation of the Navigation Act by the sloop *Red Sterne*, came up before the court at its December, 1664, session. It was charged that the owner, Jacob Bakker of New York, was not an English citizen, and therefore not free to trade under the terms of the Act. He was given six months by the court to justify his action in doing so. New York had been very recently taken from the Dutch, and had been only four months under English rule, and the nationality of its Dutch citizens was the question at issue. Bakker and his partner produced in court a lengthy letter from Colonel Richard Nicolls, the English governor of New York, which clearly set forth the legal status of the Dutch, who, he declared, had become English subjects as a result of their surrender to the English forces. Nicolls insisted that Bakker had the rights of an English subject, and incidentally pointed out to the Maryland authorities that they themselves had not observed certain features of the Navigation Act, and that he could make it rather unpleasant for them if he were so disposed. The court referred Bakker's case to a jury, which found him not guilty of violating the Act (pages 323, 324, 388, 391-393). The following case also refers to trade with the Dutch. At a December, 1664, session of the court, information was filed by the Attorney-General against six prominent Marylanders, who had incurred obligations due to the Burgomasters of Amsterdam, based on what was claimed to be unlawful trade with the Dutch. The question at issue was whether these debts were forfeitable under the Navigation Act. The transactions related to the smuggling of tobacco over the Elk River route to Delaware, when that territory was still in the possession of the Dutch, and before it had been taken over by the English. Alexander d'Hinoyossa, the late Dutch governor of the Delaware River settlements, at this time living in Maryland, although he soon after returned to Holland, figures prominently in the case. Those charged with thus trading illegally were Augustine Herman, Samuel Goldsmith, Henry Stockett, Charles James, Richard Bennett and Nathaniel Utie. The case does not appear to have been pressed (pages 299, 341-342).

Difficulties between shippers and shipmasters not infrequently came before the court. John Foxhall had a dispute with a Bristol shipmaster named Absalom Covent. He claimed the ownership of certain tobacco but Covent refused to recognize him as the consignee. To add insult to injury the shipmaster took

on board Foxhall's export tobacco, and then seized part of it for an alleged debt. Foxhall's case was thrown out at the October, 1665, court, on the grounds that he had not furnished sufficient proof of ownership of the tobacco in dispute (pages 432, 485). John Wright also had difficulty with a shipmaster, Thomas Smyth, captain of the Accomac Merchant. When Wright asked for a bill of lading on his export tobacco, the shipmaster drove him off the ship with a rope's end, calling him a "cheating knave and a cheating rogue." When the case came up for trial the shipmaster failed to heed the summons to appear, and Wright got an order from the court commanding all constables and others to assist the sheriff of St. Mary's County to enforce its authority. The outcome of the case does not appear (pages 434-439).

A case involving the charter of a vessel came before the court at its 1664 session. Raymond Staplefort and John Bayley were joint owners of the bark Providence of Patuxent. Staplefort chartered this boat, the charter being made at Foulstone Creek, or Oyster Bay, New York. It was chartered to two freighters who soon afterwards told him he might never see his vessel again. Staplefort asked the court to put the freighters under bond to return the ship in safety. The freighters sued Staplefort for holding up the vessel. It then developed that Bayley and Staplefort had had a quarrel, which had been heard at a previous session of the court. The dispute broke out again and at a later session it was shown that while Bayley was away from home Staplefort had removed from his room a quantity of merchandise, and hid it in various places. The sheriff's tour of discovery to locate various articles is told in detail. Staplefort was brought into court October 14, 1665 charged with theft, but after considerable conflicting testimony had been offered, the jury refused to convict him of felony and he was released (pages 375, 379, 435, 450, 498-503).

The Attorney-General, William Calvert, at a session held January 4th 1666, asked for the confiscation of the ship Hopewell of Kinsale, Ireland, John Gilson, master, in which Boston merchants had an interest. It was asserted that European goods had been brought by it directly into the Province, which had not been re-shipped from an English port as required by the Navigation Acts. In defense it was claimed that the ship had a transportation license, but as this could not be produced in court, a decree of forfeiture was asked. The record breaks off before the decision in the case was rendered (pages 560-563).

On two occasions charges were brought before the court against persons who were alleged to have performed the marriage ceremony without a license. In 1663 John Legatt, a minister of Charles County, and Captain Thomas Manning, one of the Justices of Calvert County, were charged with having married couples without proper license. Manning was fined at a later session, but Legatt got off because of lack of sufficient evidence to convict him (pages 42-43, 84-85). At a court held September 9, 1663, a rather interesting case was heard showing the business methods employed at this period by merchants trading between the various colonies. Samuel Smith, a Maryland merchant and owner of the bark Susan, had extensive business dealings with New York, Connecticut and Virginia, and after his death claims were made against his estate by merchants of those places to whom he was indebted (pages 61-71).

At this same session a certain Hannah Lee petitioned the court to enforce payment to her by the sheriff of Charles County of twelve thousand pounds of tobacco, due her in payment for the house sold by her to the Province for use as a State House, and the court directed the sheriff to levy against the taxable inhabitants, and to make payment to her (page 73). Records of the General Assembly show that an act had been passed at the April, 1662, session, authorizing the purchase of this house and plantation at St. Mary's, then owned and occupied by Hannah Lee, the widow of Hugh Lee, the house to be used for meetings of the Provincial Court and of the Assembly, and also as a prison, with the understanding that the widow was to maintain the house and keep tavern there for three years, the purchase price to be met by a poll tax upon all the taxable inhabitants of the Province (Arch. Md. I, 445-456). Evidently the sheriff had been slow in making collections and in his payments to the widow. Not long after this episode Hannah married her servant, a certain William Price of Charles County, and at the December, 1664, session, Price and his wife were summoned before the court for failing to carry out their contract to cover in the roof of the State House, and Price was put in the sheriff's custody until the contract should be fulfilled (pages 344, 368, 395, 396, 397). Troubles now descended in rapid succession upon Price and his wife Hannah. They were summoned before the court in June, 1664, upon the complaint of the guardian of a boy, Sampson Cooper. It was shown that the father of Cooper, who bore the same name, had died in Virginia leaving express instructions in his will that his former partner Hugh Lee should have nothing to do with the settlement of his estate, and that Lee had fled to Maryland with young Cooper, taking with him valuable papers and portable property belonging to Cooper's estate. Lee died not long afterwards in Maryland, and William Price, Hannah's recently acquired husband, was now ordered to make an accounting of Cooper's estate (pages 221-223, 242, 273-275, 315, 399-400, 525). About the same time the Prices were sued by a certain William Hollingsworth of Salem, New England, for sundry debts which Hannah, before her marriage to Price, had owed to Hollingsworth. The case came up before the Provincial Court at the January, 1666, session, possibly on an appeal from a lower court (pages 377, 378, 449, 450, 453-455). From what follows it would appear that Hannah had then been in prison for some time when this last suit was entered, but whether on account of her failure to live up to her contract with the Province to cover the State House, or for her debt to the Cooper estate, or that to Hollingsworth, is not clear. Nor is it clear at this time whether William Price was in jail with his wife. Be all this as it may be, we find her petitioning the Provincial Court at the January, 1666, session and complaining from the jail, where she was in confinement, that she had worn out her clothes and was in great distress because of that fact, and requesting the court to settle the case promptly, or provide clothes for her. The court then ordered the sheriff to levy on the property of her husband William Price to provide her with clothes (page 566). The case does not appear to have been finally settled when the records of the court included in this volume come to an end.

A suit asking heavy damages for slander was brought before the September, 1663, session of the court. Dr. Luke Barber, a very prominent resident of St.

Mary's County was sued for defamation of character by Elinor Spinke, who seems to have been a former servant of Barber. In a case which had been heard some time previously in the St. Mary's County Court in which Barber was the defendant, Mrs. Spinke had been a witness for the plaintiff, and had been called foul names by Barber, who also made serious charges against her moral character, and accused her of perjury. The case came up again at the February, 1664, session of the court, and Mrs. Spinke was awarded thirty thousand pounds of tobacco as damages. A curious feature of the trial was the demand of the jury, which the court agreed to, that they should be paid thirty pounds of tobacco each for their services in the case before rendering their verdict (pages 37, 78-80, 115-118, 145-146). Barber then appealed to the Upper House of the Assembly, where the case was heard and decided in September, 1664. Col. William Evans had been the attorney for Mrs. Spinke when the case was heard in the Provincial Court, but she was represented by William Calvert before the Upper House. Thomas Notley was Dr. Barber's attorney. On the ground that the differences between the writ and the declaration in the case amounted to serious error, the House reversed the decision of the Provincial Court, and set aside the judgment in favor of Mrs. Spinke on these grounds (Arch. Md. I, 509-522). Doubtless as the result of the ill feeling aroused by the suit just outlined the trustees for the wife of Dr. Luke Barber sued Henry Spinke for three thousand pounds of tobacco "due on a bill," at the June, 1664, session of the St. Mary's County Court. While the case was in this court Spinke appealed to the Provincial Court, where it was heard at the July, 1664, session, and decided that the "bill," which was originally due to Barber himself and had been assigned by him to the trustees of his wife without Spinke's consent, was null and void (pages 238-239). The trustees for Mrs. Barber then entered an appeal to the Upper House of the Assembly, but as no reference to it appears on the records of the House, it is probable that it was dropped when this body annulled the large award for damages against Barber noted in the last suit.

An early instance of forgery came before the court in September, 1663, when Elizabeth Green was indicted by the grand jury for offering a forged receipt which she had caused her servant boy to pen for her. At a later session she was found guilty by a jury and sentenced to be set in the pillory, to lose one ear, and serve twelve months in jail (pages 76, 77, 87). In September, 1663, Dr. John, or Jacob, Lumbrozo, a Jewish physician, and possibly the first Jewish citizen of Maryland, appeared as a witness against John Legatt, the minister charged with performing a marriage ceremony without license (page 84). Lumbrozo's name constantly appears in these records as physician, witness, litigant, and attorney. Lumbrozo, an interesting figure, was a Portuguese Jew from Lisbon, who had probably come to Maryland in the early fifties. He had been charged in 1658 with blasphemy, under the so-called Toleration Act of 1649, for having spoken in a way which was interpreted by a hearer as questioning the divinity of Christ. After his indictment, and before he was brought to trial, proceedings were stopped by the timely arrival of Cromwell's proclamation of amnesty prohibiting prosecutions for religious opinions. Denization papers had been issued to Lumbrozo in 1663, and at the time when he figures in the cases just mentioned, he was apparently in good standing and a prominent resident of Charles County.

Thomas Wynne of St. Mary's County sued our old acquaintance, William Hollingsworth of Salem, New England, at the April 5, 1664, session, and obtained a judgment against him for twenty-five hundred pounds of tobacco and costs. Alleging error, Hollingsworth at the December 22, 1664, session asked the court to set aside the judgment. The case was then reheard at the March 2, 1665, session, sitting as a court of chancery. The court divided two to two, and "being equal vote and the Chancellor as judge it is ordered that . . . the whole cause [be] tried by the next Assembly" (pages 184-185, 330-331, 295). As no record of the case coming before the Upper House is to be found it seems likely that it was settled out of court.

Perhaps the most important suit involving land was the attempt made by Marmaduke Snow to wrest from his brother-in-law, Thomas Gerard, the ownership of the latter's valuable manor of St. Clement's. Gerard, who had married Snow's sister, had some twenty years earlier been closely associated in various trading and land ventures with Abel Snow, of Snow Hill Manor, St. Mary's County, the brother of Marmaduke. It is said that after the death of Abel Snow, Gerard on behalf of his wife had laid claim to Abel's lands, and that Marmaduke had come over to Maryland to assert his rights in them, and that there was bad blood between them. About 1661 Marmaduke Snow had brought suit in the Provincial Court against Gerard for old debts due his brother Abel, which he had acquired by assignments (Arch. Md. XLI, 530-534, 542-550, etc.). Matters came to a head when Snow at the October 6, 1664, session of the court obtained a judgment against Gerard for one thousand pounds sterling. Execution upon Gerard's personal property only yielded about three hundred pounds, so the court at its March 1, 1665, meeting ordered the sheriff to have his lands appraised and sold, unless Gerard paid the balance of the judgment against him. Gerard by a writ of error took the case before the General Assembly through his attorneys Thomas Notley and John Morecroft (pages 269, 401, 415-416, 555-558). The case was heard on appeal by the Upper House, at the April-May, 1666, session, the order of the Provincial Court to execute upon the lands of Gerard was reversed, and Snow was ordered to yield possession of St. Clement's Manor to Gerard (Arch. Md. II; 11-12, 59-60).

The use as early as 1642 of the Broad Arrow by the sheriff to mark tobacco seized by him for fines, or fees due to the Lord Proprietary and to various public officials, is of considerable interest, as it is the reflection in Maryland of the employment in England of the same picturesque symbol to denote the ownership of certain crown property. Although the origin of the use of the Broad Arrow for this purpose in England, and the date when it was first used, have been matters of no little discussion and speculation, conjectures as to its origin cannot be entered into here. In September, 1642, the General Assembly of Maryland passed an act directing the sheriff in executing for debt upon tobacco or corn, to weigh the tobacco in casks and to measure the husked corn, and then to mark what he had so seized with a Broad Arrow, and a special mark to show for whom it had been taken, all debts, taxes, fines or fees due to the Lord Proprietary or to public officials, to have precedence over private debts. The operation of

this law was limited to a period of three years, as were most of the other acts passed at this session (Arch. Md. I, 195-196). It is likely that the enactment of the statute merely gave legal sanction to a custom which already existed, and one which, as we see, was still current some twenty years after the law had expired making the use of the Broad Arrow obligatory.

Two instances occur in the period covered by this volume in which we find the sheriff marking with the Broad Arrow tobacco attached by him for fines levied against the owners. In the first case Richard Blunt, High Sheriff of Kent, served an execution on tobacco and on a boat owned by a certain William Ellyote, to enforce payment of a fine of three hundred pounds of tobacco levied against him for his failure to plant a certain quantity of corn, as required by the statute. The case came up before the Provincial Court in 1663, because Ellyote had made away with the boat and had erased the Broad Arrow which the sheriff had set upon the tobacco house. The court held that the sheriff was personally responsible to the Lord Proprietary for the amount of the fine, and that he must seek his remedy at law against Ellyote to reimburse himself for this (pages 85-86). In the second case, which came before the court in February, 1664, Thomas Hawker employed the sheriff to impanel a jury to mark the bounds of his land, and then failed to pay the costs of the proceedings, which amounted to four hundred pounds of tobacco. The sheriff then laid an attachment for this amount, with costs of fifty pounds added as his charges for execution, and placed the Broad Arrow on the tobacco house. Hawker objected in court to this latter charge as unreasonable, but the justices decided in favor of the sheriff (pages 138-139). We find a similar use of the Broad Arrow in 1657 reported in the Proceedings of the Provincial Court (Arch. Md. XLI; 174). The Maryland archives show that the Broad Arrow was made use of in Virginia in a somewhat similar way at this period. In 1662 when the boundary dispute between Maryland and Virginia over the dividing line on the Eastern Shore was at its height, Colonel Edmund Scarborough, Surveyor-General of Virginia arrested John Elzey, a prominent resident of Maryland living in the disputed territory, demanding of him "obedience" to the Virginia authorities, and threatened to set the Broad Arrow upon the house of any one who did not submit to the authority of Virginia (Arch. Md. III, 473-474).

Suicide, especially among indentured servants, was quite common in the Province at this period. The verdict of a jury of inquest which was called to investigate the death of a certain Anne Vaughan illustrates the attitude of the public mind of the day towards suicide. The jury found that her wounds were self inflicted, and brought in the verdict of wilful murder against her (page 88). Similar verdicts were also rendered in several other cases of suicide.

A suit by Philip Calvert, as Treasurer and Receiver-General of Rents of the Province, against a certain Hugh Stanley, shows that when a man married a widow, the personal property which he had acquired through his wife's interest in her former husband's estate was subject to the latter's debts, as has been seen in the case of Hannah Price. Stanley had married Dorothy, the widow and administratrix of Giles Sadler, a deputy Receiver of Rents, who had failed to pay over to Calvert certain rents which he had collected as deputy. Suit was

accordingly entered against Stanley to recover the debts due by his predecessor Sadler. The suit was dismissed when it was shown that Sadler's estate was without funds (pages 87-90, 148).

It is exceedingly difficult to identify from the unsatisfactory descriptions contained in the early records, the character of the different epidemics which are recorded as raging at various times in the Province. We find the court under date of November 28, 1663, issuing a proclamation postponing the reconvening of court from December 8, 1663, to February 9, 1664, on account of the "distemper" now reigning in the country (page 94). It is impossible to determine the nature of this epidemic, but there can be little question that one of its victims was William Bretton, clerk of the Provincial Court, for from November 28, 1663, to January 9, 1664, the penmanship shows that a substitute acted as clerk. This was apparently Daniel Jenifer, who later became the regular clerk. We find Jenifer at intervals signing his name, framed with an elaborate spiral decoration in which appears the date March 27, 1664. It seems probable that this was the date of his appointment to office, although the first of his clerical entries bears the marginal date of March 14, 1664 (pages 184-171).

The Provincial Court records show several licenses issued to innkeepers, but whether county courts had similar powers at this date, is not clear. In 1665 we find licenses issued to Jonathan Hopkinson of South River, to our old acquaintance John Lumbrozo of Nanjemy Creek in Charles County, and to Richard Deaver of Choptank (pages 440, 455, 528). It will be recalled that when Hannah Lee, later Hannah Price, sold her house at St. Mary's to the Province for use as a State House, one of the conditions of the sale was that she should keep tavern there.

A case which was tried at the October, 1665, court involved the question as to what was a legal tender. John Six, a Calvert County tailor, was sued for debt by Richard Smyth in the Calvert County Court; judgment was obtained against him, and he was imprisoned for debt. Six then sued Smyth in the Provincial Court at the October 16, 1666, session, claiming that he had set aside for Smyth sufficient tobacco to pay a substantial part of the debt, but that Smyth had refused to take it when notified. The court divided; the majority decided that this offer of partial payment was not a legal tender, the Governor and Chancellor dissenting. Six was thereby denied relief and remained in jail (pages 460, 463, 507-508).

In a writ issued August 8, 1664, against a person whose name was doubtless Edward Ward, for a debt in the amount of 600 pounds of tobacco, the clerk, in what would seem to be a spirit of humor, thus records the debtor's name: "Edward Ward Edward Ward Edward Ward Edward Ward Wardus," and the name is thus repeated three times in the record (page 255).

Under date of October 27, 1664, Mrs. Margaret Perry of London brings suit in the Provincial Court by her attorney John Gittings against her daughter Mary Bateman, as the executrix of the estate of the latter's husband John Bateman, lately one of the Governor's councillors. Mrs. Perry declares that John Bateman, late citizen and haberdasher of London, obligated himself to set aside two thousand pounds sterling from his estate to cover a pre-nuptial bond

under which he had promised to settle this amount on his wife Mary, Mrs. Perry's daughter, when they should be married. She asserts that the estate is so encumbered with the claims of creditors that there will be nothing for the widow unless the court now sets aside the two thousand pounds. At the December session, the bond, dated 1649 and attested by Sir Anthony Bateman, Knight, Lord Mayor of London, was filed in court, as evidence, and an execution for this amount issued against the estate (pages 291-294, 319-321). An inventory of Bateman's estate, filed a short time later, presents interesting details as to the property owned by a prosperous planter of the period. The reversionary interest in Resurrection Manor, Bateman's plantation, is given as valued at 65,000 pounds of tobacco. The total value of the estate, including land, is given as 139,971 pounds of tobacco (pages 363-366).

Philip Holleger on behalf of his wife, Mary, the only surviving child of Jeremiah Hasling of South River, Anne Arundel County, deceased, petitioned the court to set aside a reputed will of Hasling made in favor of a certain James Southward, which Holleger denied was signed by Hasling. Evidence was produced which showed that Hasling was very ill at the time that the will was supposed to have been made by him, and that there was something very dubious about the circumstances surrounding the making and the signing of the will; and that furthermore the only witness to the will itself was a certain Anthony Dimondidier, a beneficiary under it. The court at its October, 1665, session declared the will to be invalid, put Mrs. Holleger in possession of the land, and ordered Southward to file an account promptly of his acts as administrator. Holleger, who appears to have settled in Maryland in 1663, was a resident of that part of Baltimore County which is now Cecil County (pages 441-443, 493-494, 564).

At the October, 1665, session of the court Thomas Clarke of Resurrection Manor, Calvert County, was indicted for shooting a horse which belonged to Cuthbert Fenwick of St. Clement's Manor in the same County. Clarke had been annoyed by Fenwick's horses jumping the fences into his fields, and emptied the contents of a gun loaded with swan shot into a mare, which died a few hours later. Fenwick was awarded damages by the court and Clarke was required to give bond for his good behavior in the future (pages 503-507).

The status of the property rights of aliens was brought out in a case before the court at its January, 1666, session. The Attorney-General filed an information that Francis Martin, an unnaturalized alien, had recently died, leaving a freehold of 200 acres which under the law reverted to the Lord Proprietary. The record breaks off before the decision was rendered (page 563). The ownership of the land involved had come before the court in another form, January 21, 1663, when Elinor, the widow of Francis Martin, had brought suit against her daughter-in-law Patience Martin, claiming her dower rights, but the question of alien ownership had not been mentioned at this time (page 30).

The duties of a plantation overseer were brought out in detail in an employment contract exhibited before the court at its December, 1664, session, when John Abington sued his overseer John Salisbury for neglect of his duties as

overseer. Salisbury failed to appear in court, and judgment was given against him by default (pages 325-329).

Indictments or trials for witchcraft were so unusual in colonial Maryland that it is greatly to be regretted that the court record gives us no information as to why Elizabeth Bennett was suspected of practising the black art. At a session of the Provincial Court held at St. Mary's October 10, 1665, the Chancellor in his charge to the grand jury called to consider indictments against various prisoners, spoke "concerning witchcraft, burglary, felony, murder and other trespasses, where a penalty or fine is imposed by the law of the Province." The following day the jury returned the bill against Elizabeth Bennett marked as follows, "for Witch etc.—not p'sentable." A week later she was cleared by proclamation (pages 476, 486, 508). When Philip Calvert, the Chancellor, referred to burglary in his charge to the grand jury, he doubtless did not foresee that he was soon to be the victim of a house entry. On December 23, 1665, Robert Dennis of St. Mary's County, saw the key to the Chancellor's dwelling house at Wolseley Manor in St. George's Hundred, St. Mary's County, left by a servant at the window, and the next day entered and stole a shirt and carbine. He was indicted by the grand jury, but escaped before he could be brought to trial (pages 538, 541-543). It is of interest that the land on which Philip Calvert's house stood is still known by the name of Chancellor's Point.

Appeals from the decisions of the Provincial Court to the Upper House of the Assembly were entered, as we have seen, in five of the cases reported in this volume. These cases have already been briefly discussed. In two of the cases, *Spinke v. Barber* and *Snow v. Gerard* the decisions in the Provincial Court were reversed. In the case of *Cornwallis v. Nicholds*, the Upper House ordered the Provincial Court to rehear the case sitting in chancery, and the Provincial Court then reversed its own former decision. In the case of *Wynne v. Hollingsworth* the Provincial Court on its own initiative reheard the case sitting in chancery. The court divided two to two, and of its own volition referred the case to the Upper House, where it does not seem ever to have come up for a hearing. In the case of *Hudson v. Anderson* the case came up on appeal before the Upper House but does not appear to have been finally heard there. The case of *Spinke v. Barber*, 1663, is the first which has been found in the Maryland records of an appeal from the Provincial Court to the Upper House.

The dignity of the Provincial Court was upheld when four men who had been summoned as jurymen and failed to appear, were fined at the December, 1664, session (page 319). At the same session the justices of the Calvert County Court were reminded of their inferior status, when the Provincial Court issued an injunction to stop action on a judgment rendered by the county court, notifying them that the case was now before the higher court on appeal (page 316). Francis Armstrong, who had made violent resistance when an attempt was made to arrest him on some charge, appeared before the court and was excused for his behavior, when he swore that he was at the time out of his head with a violent fever (page 402). At a session held in October, 1665, we have the court fining no less a person than Thomas Sprigg, High Sheriff of Calvert, for his failure to produce in the county court a servant arrested for

hog stealing, whom, it was said, he had deliberately allowed to escape, the court declaring that the fine was to be doubled if the fugitive were not brought before the Calvert County Court at its next session (page 477).

It is of interest to note that the boundary dispute between Maryland and Virginia involving the line between these two colonies on the Eastern Shore cropped up in a suit for debt instituted in December, 1664, against a certain James Jolly, who was accused of conveying his family and all his movable goods to a plantation on the Eastern Shore, which it was feared might be out of the jurisdiction of this Province and in the government of Virginia (pages 296-297).

The editor takes this occasion to thank Mr. Louis Dow Scisco for his invaluable help in preparing this volume for the press. The copy was made directly from the original manuscript books, in part by Miss Lucy Harwood Harrison of the Society's staff, and in part by Mr. Scisco. Those who are familiar with the difficulties presented in deciphering the clerical handwriting of the mid-seventeenth century, will appreciate how much students are indebted to them both for the meticulous accuracy with which they have done their work. In addition Mr. Scisco has corrected the proof, and prepared the very full index covering both names and subjects.

The next volume of the Archives to appear will be the Proceedings and Acts of the General Assembly of Maryland for the years 1752 to 1754, inclusive, which will be the fiftieth of the general series and the twenty-third of the Assembly sub-series. It is hoped that this will be followed by a volume of Proceedings of the Court of Chancery from 1668, when separate records for this court began to be kept, down to the year 1700.

Respectfully submitted,

SAMUEL K. DENNIS,

J. HALL PLEASANTS,

JOHN M. VINCENT,

Committee on Publication.

PROVINCIAL COURT PROCEEDINGS

Records of the Prouinciall Court For this Prouince of Maryland Liber B B
Beginning the ffine & Twentith Day of March, [p. 1]
Año Dñi 1663.

Margery Battin Adm̃istratrix to her husband Will^m Battin De- March 25th
ceased demands writt ag̃st M^r Robert Slye, Adm̃ister of M^r Samuel
Smith Deceased. accōn Debt

War^t to th^e sheriffe of S^t Maries County to arrest &c: Ret. next
Prouinciall Court to bee holden att S^t Maries 2^o Junij next.

Margery Battin Adm̃istratrix of Will^m Battin deceased t̃ds writt
ag̃st M^r Rob^t Slye Attorney of Will^m Clement accōn Debt.

War^t to sheriffe of S^t Maries County to arrest &c: Ret next Pro-
uinciall Court ut supra.

Cap^t Josias ffeindall & M^r Robert Hundley Adm̃istrators of th^e
Estate of Christopher Russell Deceased t̃d writt ag̃st M^r Robert
Slye Adm̃istrato^r of th^e Estate of Samuel Smith. accōn Debt.

War^t to Eund^m sheriffe to arrest &c: Ret ut supra.

Daniel Johnson t̃ds writt ag̃st Will^m Robinson accōn Case.

War^t to sheriffe Charles County to arrest &c: Ret. next Prouin-
ciall Court to bee holden att S^t Maries 2^o June next

Summons to Eund. sheriffe pro ffrancis Kilborne & Richard Roe
to testify in ditt. 500^t Tob. each. Ret. ut supra.

Thomas Simpson t̃ds war^t ag̃st ffrancis Bachelor accōn Debt to
th^e ualew of one hund^d pownd sterl.

War^t to sheriffe Charles County to arrest &c: Ret. next Prouin-
ciall Court 2^o June ut Supra.

Thomas Notley demands writt ag̃st Will^m Price undertaker for
Hannah Lee widdow in an accōn of Debt to th^e ualew of Twelve
Thowsand two hund^d & Twenty powns of Tob & cask

War^t to sheriffe S^t Maries County to arrest &c: Ret. next Pro-
uinciall Court ut supra

Liber B B George Marshall dds writt agst Will^m Greene. Accōn Case.
 War^t to sheriffe S^t Maries County to arrest &c: Ret. ut supra
 Summons to eund^m sheriffe pro John Williams & Mary his wife
 to testify in ditt 500^t Tob. each.

[p. 2]
 March 26^o Margery Battin Admīstratrix of her husband Will^m Battin De-
 ceased dds writt agst Rob^t Slye Admīst^r of Samuel Smith Deceased.
 Accōn Debt to th^e ualew of Three hund^d pownds of Tob.

War^t to th^e sheriffe of S^t Maries County to arrest &c: Ret. next
 Prouinciall Court, 2^o Junij next.

James Jolly dds writt agst M^r John Abington accōn Case.

War^t to sheriffe S^t Maries County to arrest &c: Ret. next Prouin-
 ciall Court 2^o Junij ut supra.

21 ffeb. 1662.

Rec^d of Thomas Innis by uertue of an Execution dated th^e 17th
 of this Instant, Being for a Judgm^t obteyned agst him for th^e use
 of Richard Willan order one Thows^d pownds Tob. Exequcō writt
 023^t, serving 100^t, imprisonm^t 100^t, Comitt & Release 020^t, Attorni-
 ship 060^t, To M^r Sprigge wittnes 030^t, To Will^m Lawrence 060^t,
 To Andrew Woodbery 023^t, in all 1418^t Tob. I say receaued th^e
 full conteyned in th^e s^d execution & doe hereby acquitt & discharge
 him of th^e same. I say rec^d.

John Hammond.

Charles Hill enters Caueat agst th^e admīstrat^r of the Estate of
 John Hammond Deceased for fflower hund^d Twenty one pownds of
 Tob. & Cask.

Exequūon issued to th^e sheriffe of S^t Maries County agst Thomas
 Innis according to th^e Order of th^e Court for one Thowsand pownds
 of Tob. & other Charges & ffes, amounting to one Thows^d ffowre
 hund^d & Eighteene pownds of Tob. att th^e request of John Hammond
 Vndersheriffe.

Rob^t Kedger demands speciall writt from Leiut^t Gräll agst Richard
 Hackworth.

Writt Exiuit for his th^e s^d Hackworths personall appearance att
 the next Prouinciall Court. Ret. 2^o June ut supra.

Command ffrancis Armestronge & ffrances Armestronge his wife
 that iustly &c: they keepe wth James fforbush the Couent^t &c: of One
 hundred Acres of Land called Ireland, Lying att th^e head of the
 Deuiding Creeke in Choptanck Riuer in Talbott County.

Philip Caluert.

And the s^d Francis Armstrong (alleging his wives weakenes & her disability of traueelling soe far as to th^e Prouinciall Court) prays that a Commisⁿ be directed to some of th^e Commis^{rs} in Caluert County, before whom shee may acknowledge th^e s^d fine. Liber B B

Commisⁿ thereuppon graunted to Cap^t Thomas Manning, M^r Will^m Turner, & M^r Thomas Letchworth (or any Two of them) to take th^e acknowledgm^t of a ffine from ffrances Armestronge to James fforbush & to Returne th^e same next Prouinciall Court. Put in writt.

Will^m Bretton Deposed sayth That Ensigne Rob^t Cole late of this Prouince Deceased hath now ffine Children lyuing in this Prouince of Maryland, Begott of his louing & naturall wife Rebecca Cole also deceased, (Viz) Robert Cole his eldest sonne, Mary Cole, his eldest Daughter, Will^m Maria Cole his second sonne, Edward Cole his third sonne, & Elizabeth Cole his youngest Daughter. All these are reputed & acknowledged th^e Children of Ensigne Rob^t Cole late Deceased as afores^d. The s^d Will^m Bretton thereuppon having made oath & subscribed his hand this 29^o March 1663. [p. 3] March 29^o

Will^m Bretton.

Jurat, idē uerbatim—Luke Gardnor.

Jurat idē uerbatim—Will^m Turpine.

Oēs Jurati Corā Charles Caluert.

This Indenture made the ninth day of August Año Dñi 1661, & in th^e thirteenth yeare of th^e Reigne of o^r Souereigne Lord Charles th^e Second, by th^e Grace of god King of England Scotland ffraunce & Ireland, Defender of th^e ffayth &c: Betweene John Nutthall of Northhampton County in Virginia march^t of th['] one part, And Thomas Cornwalleys of Maryland in America Esq; & Penelope his wife of th['] other part, All th^e s^d p^{ties} now being in England. Whereas th^e s^d Thomas Cornwalleyes & Penelope his wife By their Indenture of Bargaine and Sale Bearing date the day of th^e date of these p^{resents}, And sealed & deliuered att one instant of time together wth these p^{resents}, Haue gyuen graunted bargeyned, sold aliened enfeoffed & confirmed unto the s^d John Nutthall his heyres & Assignes for euer All that & those his Two Manno^r & Mannors whereof the one is called Cornwalleyes Crosse, & therein conteyned Two Thowsand Acres of Land or thereabouts, And th['] other of th^e s^d Manno^{rs} is knowne by th^e name of St Elizabeths, And therein likewise is conteyned Two Thowsand Acres of Land or thereabouts, Both of them being scytuate lying & being in Maryland in America afores^d, & now are in th^e tenure or occupaōn of th^e s^d Thomas Cornwalleyes & Penelope his wife their undertenents or Assignes, With all & singular Rights members & appurtenēces whatsoeu^r of or to the sayd manno^{rs} both or eyther of them belonging or in anywise apperteyning

Liber B B or accepted, reputed or taken as part or parcell thereof, And other things in th^e s^d Indenture more particularly mentioned, And allsoe those Two hund^d Acres of Land now in th^e possession of the s^d Thomas Cornewalleys or his Assignes, lying & being on th^e north side of th^e Creeke called St Inigos Creeke in Maryland afores^d ouer against part of th^e s^d mannor called Cornewalleys Crosse afores^d, wth all easments Comodities & appurtenances whatsoeu^r to th^e s^d Two hund^d Acres of Land belonging or apperteyning, And the Re-
 [p. 4] uertion & Reuertions, remainder & remainders, Rents issues & profitts of th^e s^d Mannors Lands & premises (Except as therin is excepted) And hath allsoe by th^e same Indenture sold seuerall seruants goods Chattles, Cattle & other things the perticulars whereof are men-
 cōned in a scedule indented thereto annexed, As by th^e s^d Indenture of Bargaine & Sale amongst Diuers & sundry Couenants agreem^{ts} matters & things therein conteyned (whereunto for more certainty rela^{on} being had) much more fully & plainly doth & may appeare. Now this Indenture Wittneseth That it is hereby declared, provided condi^{on}ed & fully agreed upon by & betweene All the s^d parties to these p^rsents for themselues, their heyres Executo^{rs} & assignes That if the s^d John Nuttall his heyres Executo^{rs} & Assignes & euery of them doe fayle & not pay unto the s^d Thomas Cornewalleys his heyres Executo^{rs} ad^mistrato^{rs} or assignes the sūme of Twelue hundred pounds of lawfull money of England att or in th^e now dwelling howse of Thomas Tolson merchant att th^e White horse scytuate in Cateaton streete in London in manner & forme following, That is to say Three hund^d pounds thereof on or before th^e last day of August, w^{ch} shall bee in th^e yeare of our Lord God one thowsand six hundred sixty & Two, Three hundred pounds more thereof upon or before the last day of August, w^{ch} shall bee in th^e yeare of our Lord God One Thowsand six hundred sixty and Three, Three hundred pounds more thereof, upon or before th^e last day of August w^{ch} shall bee in th^e yeare of our Lord God One Thowsand six hundred sixty & fflowre, And the other Three hundred pounds residue of the sayd sūme of Twelue hundred pounds upon the last day of August then next ensuing, w^{ch} shall bee in th^e yeare of our Lord God One Thowsand six hundred sixty & ffoue without fraude or delay in part, or in all, in any payment or payments contrary to th^e forme afores^d, That then from & after any such failer of payment made as aforesayd The sayd Recyted Indenture of Bargaine & Sale And all Couenants Agreements matters & things therein Conteyned And all & Euery the Estate & Estates Bargaines Sales & Assignm^{ts} of th^e s^d mannors messuages Lands Seruants Goods Chattles and all other the premises thereby conueyed or intended to bee assured to the sayd John Nutthall his heyres Executo^{rs} Ad^mistrato^{rs} or Assignes shall cease, determine and bee uoyd and of none effect to all intents & purposes, as if the same had neuer been made, Any thing therein

conteyned to the Contrary notwithstanding. Neuerthesse for that Liber B B
it is the expectaōn & Reall Intent & true meaning of all the sayd
parties to these p^rsents That th^e sayd John Nutthall shall send &
aduenture goods & commodities from Virginia & Maryland both
or one of them by Sea to London therewth to rayse and pay the sayd
Twelue hundred pownds in manner & forme aforesayd, Hereuppon
It is now expresly declared provided & fully agreed uppon by and
betweene all the sayd parties to these p^rsents for themselues their [p. 5]
heyres Executo^{rs} Admistrato^{rs} and Assignes That if the sayd John
Nutthall his heyres Executo^{rs} Admistrato^{rs} & Assignes shall really
& bona fide yearly Lade or shipp sufficient goods & merchandizes
for London, wherewth to pay th^e s^d yearly payment of Three hun-
dred pownds from time to time And that by any Reall Casualty att
Sea or otherwise the sayd goods shall bee lost, taken by Enimies
or Pyrates, cast away or miscarry, w^{ch} god forbid And th^t good &
due prooffe shall bee made thereof in London That then & in such
Case or Cases noe forfeiture shall happen by such delay of payment
soe occasioned, Soe allwayes that all th^e s^d sume of Twelue hundred
pownds and Interest att six p^r cent p^r Annū for what shall bee for-
borne longer then th^e tyme of payment bee fully payd before the
end of fīue yeares to bee accounted from the day of the date of these
p^rsents All Casualties & excuses whatsoever then layd asyde Any
thing afores^d to the contrary notwithstanding And the sayd John
Nutthall for himselfe his heyres Executo^{rs} Admistrato^{rs} & Assignes
doth Couenant promise graunt & agree to & wth th^e sayd Thomas
Cornewalleys his heyres Executo^{rs} Admistrato^{rs} & Assignes & euery
of them by these p^rsents That the s^d John Nutthall his heyres Execu-
to^{rs} Admistrato^{rs} or Assignes shall & will well and truly pay or cause
to bee payd unto the sayd Thomas Cornewalleys his heyres Execu-
to^{rs} Admistrato^{rs} or Assignes all the s^d somme, of Twelue hundred
pownds for & in full satisfaction of the sayd purchase by Three hun-
dred pownds yearly as afores^d or att th^e furthest wthin fīue yeares
next after the date hereof according to the tenor true intent & plaine
meaning of these p^rsents, And for that the sayd John Nutthall in-
tendeth to pay the fīrst Three hundred pownds out of his owne
proper present Estate, And the Remainder is by him his heyres or
Assignes to bee raysed out of the manno^{rs} Lands Goods & premises
aforementioned, Now It is declared and agreed uppon That after
such payment made of the sayd first Three hundred pownds, It shall
lawfull for th^e s^d John Nutthall to sell parcell of the premises, as
hee shall see good to rayse monies for payment of all or any part
of the Remyning Nine hundred pownds, Provided hee imploy the
money soe raysed for such payment, and for noe other use, Which
Sales the s^d Thomas Cornewalleys & Penelope his wife doe by these
presents ratify & confirme, & are to stand & Remaine in full force
& effect. And Lastly it is provided & agreed by and betweene the

Liber B B sayd parties to these presents for themselues their heyres Executo^{rs} and Assignes That in Case of Mortality or any other necessary casualty any seruants goods Cattle or other things men^coned in th^e Schedule aforesayd shall bee wanting & cannot bee deliuered, Then th^e sayd John Nutthall his heyres Executo^{rs} or Assignes shall eyther [p. 6] receaue full satisfaction therefore to their content or abatement shall bee made out of the first moneys, according to the ualua^on thereof in the s^d Scedule. In wittnesse whereof the parties aforesayd to these p^rsent Indentures interchangeably haue putt their hands & seales. Dated the day & yeare first aboue written.

Signed Sealed & Deliu^ered in p^rnce of

Thomas Toulson

Gawin Corbin

Leonard Bates S^{er}.

John Nutthall

wth a Seale.

This Present Coppy written on Two sides of paper Joyned together wth my Seale in hard wax doth agree word for word wth the originall in London this 20th Sept. 1662.

Ita attestor rogatus et requisitus

Jo. Marius Not^s Pub^{cus}

Writt Exequi^on a^gst th^e Body of Walter Pake for Two hund^d Eighty two pownds of Tob. due to Thomas Innis Ordinary Keep^r by Bill according to Act. To th^e sheriffe S^t Maries County.

Writt exequi^on allso issued a^gst the Body of John Powick for Two hund^d & Seauenty pownds of Tob. Due to Thomas Innis likewise by Bill according to act of Assembly Ordinary Keeper. To th^e sheriffe S^t Maries County.

Commisⁿ. Exiuit to impower M^r Henry Adams to ad^mister oath to M^r Thomas Mathews M^r Zachary Wade & M^r Humphrey Haggett to serue as Commis^{rs} in Charles County.

To all Christian Poeple to whom these p^rnts shall come Greeting, Know yee that I John Jarbo of Maryland Gentⁿ haue absolutely bargayned & sold & receiued full satisfaction for all my Right, Tytle & interest of & in th^e moitie of th^e planta^on now in th^e occupa^on of Walter Hall, formerly of Henry ffox, who by will bequeathed th^e same to th^e afores^d Hall & my selfe, after th^e Death of his sonne Henry ffox, All w^{ch} Right & interest (if euer it shall fall to mee, The Moitie or all by Halls Death or Child) I doe by these p^rnts fully & absolutely dispose of as aboues^d unto Luke Barber of th^e s^d Prouince allsoe. As wittnes my hand this 12th of Aprill One Thowsand six hund^d ffifty & eight

John Jarbo.

Testes (the Moitie or all by Halls death or Child, being interlined)

Thomas Bankes John Dauis

The originall was attested by all th^e wittnesses in my p^rnce uppon Liber B B
Oath, 28 Aprilis 1663. Will^m Bretton.

I doe assigne ouer all my Right & Tytle of Elizabeth Holebrooke [p.7]
for fflowre Crops, unto John Williams his heyres or Assignes, as witt-
nes my hand this 31 March, Año 1663. I Will Colman.

John Vanheek The mrk W of Will^m Seleye.

I John Williams doe assigne ouer unto Elizabeth Greene my whole
interest & Right of Elizabeth Holbrooke mentioned in th^e within
assignm^t for fflowre Crops, to th^e use & profit of Christian Potter,
And doe bind my selfe my heyres, Executo^{rs}, & assignes to warrant
th^e s^d Elizabeth Holebrooke from all iust Claimes whatsoever. In
wittnes whereof I haue hereunto putt my hand the 14th day of Aprill
1663. John X Williams

Wittnes p^rsent

his marke.

Will Brooke George Marshall.

I Elizabeth Greene doe in th^e behalfe of my Children assigne ouer
unto John Williams one Browne Yeareling heyfer, wth her encrease
for th^e use & profit of Oliue Williams, her heyres Executo^{rs}, Ad-
mīstrato^{rs} & Assignes (The Bull calves excepted, w^{ch} are to bee to
th^e use of John Williams untill th^e s^d Oliue cometh to age) And I
the sayd Elizabeth Greene doe bind my selfe & my s^d Children to
warrant & defend th^e s^d heyfer unto th^e s^d John Williams for th^e use
afores^d, from all iust claimes whatsoeu^r. In wittnes whereof I haue
hereunto putt my hand the 14th day of Aprill 1663.

Wittnes p^rsent

Elizabeth ∞ Greene

Will Brooke George Marshall.

her marke

The Marke of th^e aboues^d heyfer is Ouerkeeld & Cropt on th^e mark Cattle
Right eare, And a Crop & slitt on th^e Left eare.

If M^r Secretary will take Cattle & 900^t of Tob. To witt Two
Cows Two yeareling heyfers, & Bull of 2 yeares old running in
M^r Brettons neck, for my sisters ffreedome & passage conuenient to
London this yeare, I assigne all th^e fores^d Cattle & Tob. to th^e same,
M^r Secretary wittnes my hand this 12 of March 1662.

Christopher Jones.

The Tobacco is in Cap^t Gwythers hand, due for my seruice att
Sasquehanock ffort. M^r Lrē of Attorney are in M^r Metcalfes hand
for M^r Will^m Caluert.

If M^r Secretary would haue a Bill of sale, M^r Bretton will not [p.8]
fayle to giue one, ffor I bought one Cowe of him, the rest came
of her.

Witnesses ffr: ffitzherbert Luke Gardnor.

Liber B B Robert Clarke Esq enters Caueatt ag̃st the Adm̃istrato^r of the Estate of Giles Sadler of Caluert County Deceased.

This Bill bindeth mee John Warren my heyres Executo^{rs} Adm̃istra- & assignes to pay or cause to bee payd unto Raph Crouch his heyrs &c: the full & iust summe of Twelue hundred thirty Two pownds of good sownd merch^{ble} Leafe Tob. & cask to bee payd att or uppon th^e Tenth day of Nouemb^r next ensuing the date hereof. Wittness my hand this sixth day of ffebruary 1660

Test. John Parrett Nicholas Rawlens. John W Warren

Cap^t Josias ffendall Enters Caueatt ag̃st th^e Adm̃istrato^r of th^e Estate of Humphrey Haggott Deceased for Twenty pownds sterl. principall Debt.

I haue sent A Cheese p^r th^e Bearer. The passangers w^{ch} wee carry for England are these. Anthony Selway, Richard Deuour, Tho: Thurstone, Will^m Hill, George Hill, for whom I doe hereby ingage my selfe to see satisfied, as wittnes my hand this 26 January 1662.

Tho: Bisse

on th^e Backside of w^{ch} noate is this acct.

The hh ^d of Biskett weigheth neete 255 ^t	} 510 ^t
att 2 ^t 1 ^s	
fformerly oweing	240
ffor th ^e Gouverno ^r	182
	<hr/> 932

M^r Secretary

If yo^u please to graunt Humphrey Warren a Passe, to depart this Prouince this yeare for England, I doe hereby engage my selfe to saue yo^r harmelesse for soe doing Wittnes my hand.

Corā me Will^m Bretton.

John Nuthall

[p. 9] Att a Prouinciall Court held att S^t Leonards in Caluert County
P^{nt} this 31 March 1663.

Charles Caluert Esq Gour ^r	} M ^r Baker Brooke } Counc ^{rs}
Philip Caluert Esq Chan ^r	
Henry Sewall Esq Secr	

To the hon^{ble} the Gouverno^r & Councell of Maryland

The humble Petⁿ of Richard Preston Sheweth.

That yo^r Pet^{rs} seruants did uppon th^e 5th day of th^e last weeke called Thursday peremptorily & positiuely refuse to goe & doe their ordi-

nary labour upon the account (as they then alleaged) that if they had not flesh they would not worke. Yo^r supplyants answere then was to them, th^t if they would not goe to worke, unless they had flesh, I could not helpe it, for I had not flesh then to giue them (yo^r Supplyants busines calling him that day abroad) And att night returning home, fownd th^t his s^d seru^{ts} had not beene att worke, upon th^t acc^t of not hauing that day some meate Allthough untill th^t time they haue not wanted for th^e most part since the Crop of Tob was in, to haue meate three times in th^e weeke & att least twice: They hauing other prouision by them att all times to dresse & eate when they will. And they continuing still in th^t obstinate rebellious condi^{ti}on allthough I haue insteed of flesh for the p^rsent prouided sugar, fish, oyle & uinegar for them, am constrayned to addresse my selfe to this Court, That according to equity & their demeritts they may receaue such Censure as shall bee iudged equall for such peruerse seruants; Least a worse euill by their example should ensue by encowraging other seruants to doe the like. And though by th^e sheriffe they were summoned to this Court upon th^e 6th day last, yett since I haue profered them, if yett they will bee contented wth such as I can possibly prouide for them, there should bee noe further proceeding publikely in th^e thing. Moreou^r I did offer them to giue them a note from under my hand for three of fflowre of them to take my Boate & to spend a weekes time or more, to see, if they could buy any prouision of flesh or any thing else, & I would pay for it, though neuer soe deare bought. Yett notwthstanding they still continew in their obstinate Condi^{ti}on & would come to the Court, allthough I haue sundry times told them, th^t I was loath to bring them or my selfe to appeare publikely in the thing.

Rich: Preston.

To the hon^{ble} th^e Gouverno^r & Councell

The humble Petⁿ of John Smith, Richard Gibbs, Samuel Coplen, Samuel Styles &c: Seruents to M^r Rich: Preston Senio^r Sheweth

That M^r Preston doth not allow yo^r Pet^{rs} sufficient Prouisions for th^e inablen^t to our worke, but streightens us soe far that wee are brought soe weake, wee are not able to performe th^e employ^{mt}s hee putts us upon. Wee desyre but soe much as is sufficient, but hee will allow us nothing but Beanes & Bread. These premises seriously considered yo^r Pet^{rs} humbly addresse themselues unto yo^r hono^{rs} to [p. 10] releiue our wants, & prouide th^t Our Master may afford us such sustenance as may enable us to goe through wth our labo^{rs} for th^e future, & yo^r Pet^{rs} shall as in duty bownd Euer pray &c:

Vpon these Pet^{ns} of M^r Richard Preston & his seruants, & upon Examina^{ti}on of the s^d seruants p^rsent in Court: The Court taking th^e same into serious Considera^{ti}on, Ordered th^t these seruants now Petitioning (Viz) John Smith, Richard Gibbs, Samuel Coeplen,

Liber B B Samuel Styles, Henry Gorslett, & Thomas Broxam bee forthwth whipped wth 30 Lashes each. Then th^e Court further ordered th^t Two of th^e mildest (not soe refractory as th^e other) should be pardoned & th^t those two soe pardoned should inflict th^e censure or punishment on their other Companions. And thereuppon the s^d Seruants kneeling on their knees, asking & Crauing forgiuenes of their Master and th^e Court for their former misdemeano^r & promising all compliance & obedience hereafter, Their Penalty is remitted or suspended att p^rsent. But they are to bee of th^e good behauior towards their s^d Master euer hereafter (uppon their promise of amendm^t as afores^d) And soe to bee Certified from Court to Court.

Sheriffe Returnes his writt & warned for th^e Grand Jury.

fforemā

Mr Hugh Stanley

Rich: Creekbone

Thomas Ireton

John Murth

Enoch Cumbs

Patrick Cambdell

Robert Doue

George Richardson

James Veitch

Micheal Catterton

John Norton

Mathew Stone

Thomas Glouer

Samuel Graues

John Grammer

Peter Joye

Henry Keene

All sworne:

Then M^r Attorney Gräll prefers this Inditam^t to th^e Board, & those p^rsons bownd ou^r to prosecute (Viz) Tobias Dunkin, John Addams & Elias Chandler; together wth th^e Coroners enquest & other papers following, w^{ch} p^rsons were examined before th^e Juro^{rs} &c by the Board.

Lett it be enquyred for th^e R^t hon^{ble} the L^d Proprietary, Whither Patrick Due, of Bromall in S^t Leonards hund^d in Caluert County Plant^r th^e ffourteenth day of March in th^e yeare of our Lord God 1662, & in th^e One & thirtieth yeare of th^e Dominion of his s^d L^p ouer this Prouince, att Bromall afores^d in th^e County afores^d a certaine Person called Richard Morton, late of Wapping, in th^e County of Midd^s in th^e Realme of England mariner, & Seafaring in th^e ship Commanded by Cap^t Raph Storye, whom hee then & there chanced to meete, did wth Contumelious words prouocke & uppon th^e s^d Richard Morton then & there remayning in th^e peace of god, & of his s^d Lordship, by force & armes an assault did make, & wth a Certaine Gunne of th^e ualue of ffueteene shillings which hee th^e s^d Patrick Due did then & there in his hands hold, & discharge agst the s^d Richard Morton, being loaden wth Gunpowder & Bur-shott, the arme of th^e s^d Richard Morton did wownd wth Eight wounds, & through his arme, [p. 11] the Body of him th^e s^d Richard Morton did feloniously peirce; Gyuing the s^d Richard Morton one mortall wound in his s^d Body of th^e breadth of one Inch, & depth of ffowre Inches. And Two other

wounds (Viz) one through the Bastard Ribbs & Lungs of th^e breadth of a Burshott & depth of Three Inches, & one other through the third & fowrth Ribbs, of th^e breadth of th^e Bur-shott & depth of Six Inches. Of w^{ch} wounds the s^d Richard Morton on th^e 17th of March, in th^e year of our Lord 1662 dyed. And soe whether th^e s^d Patrick Due, of Bromall afores^d in the County afores^d, in manner s^d & forme afores^d th^e s^d Richard Morton feloniously, & of malice forethought did kill & murther, against th^e peace of th^e L^d Proprietary his Rule & Gouvern^t. Thomas Manning, Att. Gräll.

Tobias Dunkin John Adams Elias **EC** Chandler

17 March 1663.

Whereas Richard Morton seafaring man, belonging to Cap^t Storey hath this day departed this life, & as it is uehemently suspected th^t on th^e 14th day of this instant Patrick Due Ouerseer of Will^m Bromalls Plantaōn did uiolently assault th^e fores^d Deceased. The w^{ch} assault as is conceaued was th^e cause of th^e s^d Mortons death.

These are therefore in th^e name of th^e R^t hon^{ble} th^e L^d Proprietary to will & requyre yo^w to summone in Twelue good & honest men of th^e neighborhood to make Enquyry thereof. Hereof fayle not forth-with as yo^u will answere th^e Contrary: Gyuen under my hand th^e day & yeare aboue specified.

William **T** Turner

To the Sheriffe of Caluert County.

Wee whose names are here underwritten being summoned by war^t by M^r Will^m Turner, to make enquiry of th^e Death of Rich: Morton Doe find th^t th^e s^d Morton hath receiued his Death by mortall wounds of Gunshott.

fforemann

Richard Smith	Will ^m A Sample	Waernart Vben
John Grammer	James A Adams	Will ^m C Joanes
Samuel Graues	ffrancis Tratman	Tho: H Glouer
Thomas Pocey	Rob ^t K Kingsborough	Rich: R Mirick

I Stephen Clifton Chyrurgeon of Patux^t Riuer being Called th^e 14th of March 1662 to uisitt Richard Morton, I fownd him wounded in his left arme wth small Burshott, soe th^t from th^e Elbow, to th^e upper part of the os humeris there were Eight Orifices. The greatest Orifice was uppon th^e musculus part, neare unto th^e musculus Byceps where a quantity of th^e shott had entred, making a large Orifice to the head of th^e os humeris, wth seuerall Cauties missing th^e Bone, & penetrating into th^e Center of th^e Body. Likewise Two other shotts were placed, th^e one iust aboue th^e Bastard Ribbs, penetrating th^e Lungs, the other betweene th^e third & ffowrth Ribbs, into th^e Body likewise, by meanes whereof his pulse was weak: His body (as hee [p. 12] complayned) was extreame cold: Hee talked uery idely, & was uexed

Liber B B with shortnes of breath, & spitting of blood. Thereby is gathered th^t certaine & speedy Death is att hand, W^{ch} followed on th^e 17th of the s^d instant. In wittnes whereof I haue hereunto sett my hand.

Stephen Clifton Chyrurgeon.

March 15^o 1662.

Tobias Dunkin aged 32 yeares or thereabouts sworne sayth.

That this Depon^t went on shoare to th^e plantaõn and asked whose plantaõn th^t was? and a woeman told this Depon^t it was Patricke Dues, & I further asked her, if it was not th^e plantaõn th^t was Bromalls? & shee sayd yes it was, then I enquyred If there was not some Tob of M^r Cookes? & the man sayd there was a hogshead, & I enquyred alsoo for James Veitch & John Addams their plantaõns? And he sayd th^t James Veitch was on th^e other side th^e Creeke. Then hee asked mee where I landed? And I told him in th^e Coue, where th^e Canow was. Hee sayd There were Oysters in th^e Canow & did hope th^e Seamen would not take them away. And I promised him, when I gott downe, They should take none of them away. Soe I went to roule th^e hogshead of Tob out of th^e Tobacco howse, And in th^e interim th^e man went downe wth his Gun (as th^e woman told mee, for I did not see him) And further hee sayd They might eate oysters, soe they did not carry them away. And I promised him they should not. And further sayth not.

Tobias Dunkin.

Sworne before us John Bateman William T Turner.

Elias Chandler aged 22 yeares or thereabouts sworne Eodē die, sayth

That hee this Depon^t came to th^e plantaõn of Will^m Bromall th^e 14th of this instant, And seeing a Canow wth oysters in it, went into th^e Canow & eate some of them. And in th^e interim th^e Boy came downe & rayled att us, asking of us what wee did doe there? And I answered him th^t wee were eating a few Oysters, Telling him wthall, Hee need not bee soe angry for eating a few oysters, for they cost him nothing. And th^e Boy replied againe They cost him his labour, for that hee had beene all the day in getting of them. Then I told him Wee would pay him for them. In this interim came the man downe wth his Two Doggs, swearing Damme mee yo^a Dogges I will kill yo^a, If there bee noe more Sea Dogges in th^e world, & coming close to th^e Boate side, fyled his Gun amongst us, & wounded one of our men, & mee in th^e Cheeke. Then afterwards hee putt his hand to his pockett, & th^e mussle of his Gun in th^e other hand close to his pockett alsoo & sett his Doggs uppon mee, & forced mee into th^e water up to th^e middle & presented his Gun to mee & swoare you Dogge, I will kill yo^a, if there bee noe more men in th^e world. And further sayth not

Elias EC Chandler.

Sworne before us John Bateman William T Turner

John Addams aged 21 yeares or thereabouts sworne Eodē die *Liber B B*
sayth [p. 13]

That hee came to Bromalls plantaōn for Tob. th^e 14th of this Instant, & staying att th^e Landing, There lay a Canow wth oysters in it. And wee went into th^e Canow, & ate some of them, And the Boy came downe in the interim & told us wee were hard att worke, And noe sooner had th^e Boy spoken But th^e man came behind him, And then wee went into our owne Boate. And th^e man Patrick Due by name Came downe the hill, Swearing God Damme him hee would kill us, if there were noe more men in the world, Calling us Sea Doggs. And I by name John Addams told him if wee had done him any wronge in Eating of his Oysters I would pay him for them, & incontinently heaued a Quarter of a peice of Eight on th^e shoare. But hee sware hee would haue none of our moneys, but fyred att us presently & would not lett us come on shoare, but sett his Doggs att us, soe that hee forced one of Our Company into th^e water up to th^e middle, & further sayth not John Addams.

Sworne before us John Bateman Will^m T Turner.

The Examinaōn of Robert Hobbs taken before us the 15th of March 1662 aged 16 years or thereabouts sayth

That on th^e 14th instant hee was sent by th^e Ouerseer of Bromhalls plantaōn, Patrick Due, to forewarne some Seamen att their Landing from eating oysters, that was theirs, in a Canow. And bid him take th^e Doggs (Towser &c:) & sett them att them. And when hee came there, hee fownd the Seamen of Cap^t Stories eating of oysters, And hee told them they were hard att worke: They replied, Did hee pay for th^e Oysters? Hee answered th^t hee had bene working for them all day. And imediately att his heeles came Patrick Due & wthout any other words then God Damme him yo^w Rogues, Ile kill yo^w, if there were noe more men in the world, comming Cursing & swearing, As hee came downe the Hill, & wthout any further Capitulaōn, presented his Gun & fyred her att them & wounded one of them in the face & th^e other in th^e Body.

Examined before us John Bateman Will^m T Turner.

The Jurors goeing out by themselves to consider of th^e Inditem^t & th^e Euidence & their Verdict. The Court is adorned by th^e Lieut^t Grāll till their Returne, who sitting long & late, The Court is adjourned thereuppon till tomorrow morning 9 a Clock.

Aprill p^o 1663, 9 a Clock. All p^rsent as yesterday.

The Jurors Came into Court, answering to their names, All of them (Except George Richardson) who for his not gyuing attendance & appearing att the hower & place appoynted, was fyred therefore to th^e Lord Proprietary, in the suūe of Two Thowsand pounnds of Tob & Cask, by th^e maior vote of the Board.

Vid. fol. 17
fine remitted.

Liber B B And the Court adiornd by th^e L^t Gräll for 2 howres, 'till th^e s^d Richardson bee p^rsent.

[p. 14] The Court mett againe & George Richardson p^rsent, who being called & answering to their Call, The fforeman gaue in their Verdict Endorsed on th^e Bill, (Viz) Bill a Vera.

The Prisoner being Called to th^e Barre, The Presentm^t was read. To w^{ch} the Prisoner pleads not Guilty, And Craues to bee tryed by God and his Country. The p^rsentm^t is as followeth

The Juro^{rs} for th^e L^d Proprietary of this Prouince doe present That Patrick Due of Bromall in S^t Leonards hund^d in Caluert County Plant^r on th^e 14th day of March, in th^e yeare of Our Lord God 1662, & in th^e one & Thirteenth yeare of the Dominion of his s^d Lordship ouer this Prouince att Bromall afores^d, in th^e County afores^d a Certaine Person called Richard Morton late of Wapping in th^e County of Midd^s, in th^e Realme of England Mariner, & Seafaring on th^e ship commanded by Cap^t Raph Storye, whom hee then & there Chanced to meete, did wth contumelious words prouoake, & uppon th^e s^d Richard Morton, then & there remayning in th^e peace of God & of his s^d Lordship, by force & armes an assault did make, & wth a Certaine Gun (of th^e ualew of fueteene shillings) w^{ch} th^e s^d Patrick Due, then & there in his hands did hold & discharge agst th^e s^d Richard Morton, Being loaden wth Gunpowder & Bur-shott, The Arme of th^e s^d Richard Morton did wound wth Eight wounds, And through his arme th^e Body of him th^e s^d Richard Morton did feloniously peirce, Gyuing th^e s^d Richard Morton one mortall wound in his s^d Body of th^e breadth of One Inch, & depth of fflowre Inches, And Two other wounds (Viz) one through th^e Bastard Ribbs & Lungs, of th^e breadth of a Burshott, & depth of Three Inches, And one other wound through th^e third & fowrth Ribbs, of th^e breadth of th^e Burshott, and depth of six Inches, Of w^{ch} wounds th^e s^d Richard Morton on th^e 17th of March in th^e yeare of our Lord God 1662, dyed. And soe That th^e s^d Patrick Due of Bromall afores^d, in th^e County afores^d, in manner & forme afores^d, the s^d Richard Morton feloniously & of malice forethought did kill & murder agst the Peace of th^e s^d Lord Proprietary his Rule & Gouvern^t.

The Grand Jury discharged, & th^e Petite Jury Called, (Viz) fforeman

Mr Arthure Ludford	} John Leach	{ Stephen Yoe		
Gabriel Barkeley			George Hardesty	Rich: Wadsworth
John Little			James Godsgrace	ffrancis Spencer
John Salisbury			George Allderson	John Bowlin

The p^rsentm^t was againe read to th^e s^d Jurors, And the Euidence calleds, Examined, & Sworne, as afore.

The Jurors wthdrew to consider on th^e s^d Bill & their Charge. And th^e howse adiurned by th^e L^t Gräll till th^e Juryes Returne.

The Court mett againe.

Liber B B

The Juro^{rs} being called & answering all of them to their call, by [p. 15] their seuerall names, The fforeman deliuers in their Verdict (Viz)

That Patrick Due is not Guilty of th^e murder whereof hee stands indicted in the Bill. Butt wee find him Guilty of Manslaughter.

Vppon w^{ch} their Verdict, Proclamaōn was made, How th^t if any one can informe of any other felony, or misdemeano^r committed or done by Patrick Due, now Prisoner att th^e Bar, Lett him Come forth, & shall bee heard, for th^e Prisoner standeth vppon his Justificaōn & deliuerance

And Tobias Dunkin, Elias Chandler & John Adams came afore the Board, & declare for th^e Lord Proprietary (Intimating wthall that they could say noe more then what they had allready declared & affirmed) And enter into new Recognizances.

Whereupon th^e L^t Gräll adiornd th^e Court till th^e Eighth day of this p^rsent month; And to bee held att S^t Maries. The Prisoner againe Committed to Prison.

Warr^t to the sheriffe of Caluert County to summeThirty men att least out of that County, to attend th^e Gou^r & Councell as Juro^{rs} att S^t Maries, on th^e 8th of this instant, according to th^e s^d adiornd. And then Ret.

Mathew Stone Gentⁿ dds war^t agst Lieut^t John Bogue accōn Case. April p^o war^t to th^e sheriffe of Caluert County to arrest &c: Ret. next Prouinciall Court to bee held 2^o Junij.

Co^t George Waters & Jacob Direckson Millray (p^r Attornat Cap^t April 4^o James Neale) dd writt agst Cap^t Miles Cooke accōn Case, to the ualew of 20000^t Tob.

War^t mde to sheriffe S^t Maries County to arrest &c: Ret next Prouinciall Court 2^o Junij ut supra.

Summons to sheriffe Charles County pro Cap^t Josias ffendall & George Thompson to testify in ditt. 500^t Tob each.

Cap^t James Neale (admirato^r of Dauid Aber Cromby dds writt agst Hannah Lee Widow accōn Debt, for 800^t Tob.

War^t mde to sheriffe S^t Maries County to arrest &c: Ret. next Prou: Court att S^t Maries 2^o Junij ut supra.

Will^m Blake enters his marke of Cattle, (Viz) The Right eare Cropt, The Left eare ouerkeeled, & the Lower part thereof slitt. April 5^o mark Cattle

John Blake, sonne to th^e aboues^d Will^m Blake, his marke is Contrary, (Viz) the Left eare Cropt, the Right eare ouerkeeld, & the lower part thereof slitt.

Liber B B John Maccay enters his marke (Viz) the Right eare Cropt & ouer
 [p. 16] marke Cattle & under bitted, The Left yeare slitt.

Whereas Robert Kedger pff arrested Will^m Blake dēft to a County Court held att New Towne ij March 1661, w^{ch} Cause was there tryed & an Appeale granted to th^e next Prouinciall Court held att S^t Maries 3^d of June 1662, That cause was then also heard, And Order passed agst th^e pff, as hauing noe Cause of accōn.

Take therefore th^e Body of Rob^t Kedger & him keepe in safe Custody wthout Bayle or mainprize untill he satisfy the Respective Charges incident to th^t suite, unto Will^m Blake, & for soe doing this shall yo^r war^t. Gyuen under my hand att S^t Maries this 5th day of Aprill 1663

Charles Caluert

The Charges are as followeth

Attendance att th ^e County	} 060	4 of M ^r Kedgers Seruants	} 100
Court & Comming up 2		dyett & Beere.....	
dayes	} 060	2 Wittnesses 2 dayes at-	} 120
Attorneys fee there		tendance each	
Attorneys attendance	030	Sh: Seruing Exequiōn...	100
Dismisce	050	Cfk. writt Exeq ⁿ & record-	} 039
Attorney att th ^e Prouin:	} 120	ing	
Court & 2 dayes atten-			
dance			
320			
359			
679			
	320		

Att a Prouinciall Court held att S^t Maries on Wednesday
 8^o Aprilis 1663

P^{nt}. Lieut Gräll
 Philip Caluert Esq^r Chancelor
 Henry Sewall Esq^r Secr.
 M^r Baker Brooke

M^r Attorney Gräll informes th^e Court, How th^t Patrick Due being arraigned att th^e last Court held in Caluert County for murder, The Jurors then & there fownd him Guilty of manslaughter only. Wherefore hee humbly requests th^e Board to proceede according to that Verdict.

The Prisoner called to the Bar. And demanded what hee had to say for himselfe? To w^{ch} Hee Craues Benefitt of Cleargy, w^{ch} was graunted him And the Booke being gyuen, & Demanded whither hee read or not? Answer was made th^t hee read.

Ordered thereuppon, That the s^d Patrick Due be forthwth burned in th^e brawne of the hand wth a red hott yron, w^{ch} was done accordingly. And it is further Ordered th^t the Sheriffe of each respectiue
 [p. 17] County prouide for such their County an yron wth th^e Letter M, And

another yron allso wth th^e Letter T to bee allwayes ready for th^e burning malefactor^s & offenders, as their fact shall deserue, The Charge of w^{ch} yrons to bee Leauyed upon each County. Liber B B

That whereas there is a Passe graunted to Raph Solomon to depart this Prouince, upon informaōn of th^e Sheriffe of Anarundell County That there is ffine of ffive hund^d pounds of Tob. due to th^e R^t hon^{ble} the L^d Proprietary of this Prouince & other ffees due to th^e s^d sheriffe yett unsatisfyed

Ordered th^t Cap^t Raph Storye doe Returne th^t Passe unto th^e Secretary & th^t neyther Cap^t Storye nor any other master doe carry th^e s^d Solomon out of th^e Prouince w^{thout} further order

Vppon th^e humble Petⁿ & request of George Richardson, who was fyned th^e last Court holden att S^t Leonards in th^e summe of 2000^t Tob. for not appearing, The Leiut^t Gräll hath remitted th^e fine Vid. fol. 13

The Court dissolved by th^e L^t Gräll.

John Grammer & Rob^t Kingsberry of Caluert County enter into Recogniz to th^e L^d Prop^r in th^e su^me of ffive hund^d pownd sterl each for th^e good behauior of Patrick Due.

War^t to th^e sheriffe of S^t Maries County to summone M^r Humphrey Warren to testify in a Cause depending betwixt M^r Mathew Stone & Leiut^t John Bogue. Ret. next Prou: Court. April 8th

M^r Humphrey Warren deposed sayth, That att th^e last Prouinciall Court, about some difference betwixt M^r Mathew Stone & Leiut^t John Bogue, The s^d Bogue deliuered an Instrum^t under his hand unto th^e s^d Stone, That a seru^t of his th^e s^d Bogue should serue th^e s^d Stone some certaine time limited in th^e s^d Instrum^t.

Jurat Corā me Will^m Bretton.

Humphrey Warren

The Instrum^t is as followeth.

Know all men by these p^rsents th^t I John Bogue doe lett & make ouer unto M^r Mathew Stone one Boy named Walter Oyle, to serue th^e s^d M^r Stone from th^e 21th of this p^rsent month till last of Octob^r next in any seruice th^t th^e s^d M^r Stone doth employ him. as wittnes my hand this 18th of ffeb. 1662.

John ∞ Bogue

Wittnes Humphrey Warren James Veitch.

his Marke.

Cap^t Thomas Cornewalleys (p^r Attornat John Abington) dds writt agst Nathaniel Vtye, Accōn Debt, 50^t Beau^r principall Debt. April 13th

War^t to th^e sh: Baltemore County to arrest &c: Ret. next Prou: [p. 18] Court, to bee holden att S^t Maries 2 June next.

Liber B B Raymond Stapleford \ddot{t} ds writt agst John Tucker accōn Debt to the ualew of 3172^t Tob. & Cask.

War^t to sheriffe Caluert County to arrest. Ret. ut supra.

These are in th^e name of th^e R^t hon^{ble} the L^d Prop^r of this Prouince to will & requyre yo^u to arrest th^e Body of Cap^t Samuel Tilghman & him keepe in safe Custody, untill hee shall putt in sufficient Security to appeare by himselve or Attorney att the next Prouinciall Court to bee holden for this Prouince 2^o Junij next, There to answere what shall bee layd to his Charge on th^e behalfe of th^e L^d Prop^r for sundry contemptuous & scandalous words uttered by him agst his L^{ps} Rule & gouern^t here. And then & there Returne this writt & for soe doeing this shall bee yo^r war^t Gyuen under my hand this 8th day of Aprill 1663. Sig^d Philip Caluert
To the Sheriffe of S^t Maries County or his Deputy.

Aprill 16th Exequiō exiuit C^{ra} Corpus Gulielmi Busshell, for fowre hund^d
Exqⁿ & eleuen pownds of Tob. to bee deliuered to M^r J^{no} Gettings C^{lk},
411^l
022 It being for ffees expended att seuerall Courts.
Ser. 100 sig. Charles Caluert.

Aprill 24th Thomas Wynne \ddot{t} ds writt agst Vincent Attchison & Will^m Boareman in accōn Debt.

Writt to th^e sheriffe S^t Maries County to arrest &c: Ret. next Prouinciall Court to bee holden att S^t Maries 2^o June next.

Aprill 30th M^r Secretary.

If yo^u please to Grant Peeter Meyer a Passe to depart this Prouince I doe hereby engage to saue yo^u harmelesse for soe doeing, as Wittnes my hand this 30th of April 1663. Philip Caluert

Anne Hammond \ddot{t} ds writt agst James Veitch Accōn Case.

War^t to th^e sheriffe Caluert County to arrest &c: Ret next Prou: Court to bee holden att S^t Maries 2^o Junij next.

John Abington Gentⁿ \ddot{t} ds writt agst Hannah Lee accōn Debt, to the ualew of Ten Thous^d pownds of Tob.

War^t to th^e sheriffe S^t Maries County to arrest &c: Ret. next Prouinciall Court to bee holden att S^t Maries 2^o Junij next.

Cap^t Will^m Boreman \ddot{t} ds writt agst Vincent Attchison accōn Case.

War^t to th^e sheriffe S^t Maries County to arrest &c: Ret. next Prouinciall Court, 2^o Junij ut supra.

This Day Came George Marshall of St Michaells in St Maries Liber B B
[p. 19]
County before mee Philip Caluert Chancelo^r of Maryland, & Did
freely acknowledge to owe & stand indebted unto Will^m Holling-
worth of Salem in New England the full & iust sume of Two Thow-
sand Two hund^d & Twelue pownds of Tob & Cask to bee payd to the
s^d Will^m Hollingworth or his certaine Attorney att or before the
Tenth Day of Nouember next ensuing the date hereof, And unlesse
hee shall soe doe doth freely for him & his heyres Graunt that th^e
s^d sume of Two Thows^d Two hund^d & Twelue pownds of Tob shall
bee Leauyed uppon any his Lands Tenem^{ts} Goods & Chattles wthin
this Prouince of Maryland & bee deliuered to th^e s^d Will^m Holling-
worth or his Attorney. George Marshall.

Taken & acknowledged before mee

this 20th of May 1663.

Philip Caluert.

May 23^o 1663.

Receiued by mee Charles Caluert Esq^o of Will^m Hollingworth
full satisfaction for all fees belonging to the Secretary Henry
Sewall Esq^o amounting to sixtene hund^d pownds of Tob. And like-
wise full satisfaction for Port Duties belonging to th^e L^d Prop^r
amounting to six hund^d & Thirty pownds of Tob, It being for ffue
Tripps or Voyages made wth the Catch Called the Will^m & Mary
from hence to New England. I say Rec^d by mee

Test Will^m Bretton.

Charles Caluert.

Att a Councell held att St Maries

30th of Aprill 1663

Charles Caluert Esq^o Gour^r

Philip Caluert Esq^o Chan^r

Henry Sewall Esq^o Secr^r

M^r Thomas Mathewes & John Warren being summoned to make
their appearance this day & to giue in an accompt of the Estate of
Edward Cotten Deceased according to an Order of th^e Councell
27^o June Last, Who appearing according to their Summons, And Coun: lib.
151.
ffrancis ffitzherbert Esq^o the Attorney of Raph Crouch likewise
appearing, in whose hands part of th^e Estate was left, Sayth th^t
hee is now ready to giue in an accompt of th^t Estate soe far forth
as appertayneth to Raph Crouch to giue accompt, shewing wthall,
to the Board now sitting, that according to his Order from Raph
Crouch after his accompt gyuen, he desyreth to bee absolutely quitt [p. 20]
& discharged from th^t Estate of Edward Cottens, And produceth
Certaine Ir^{es} or writings to th^t Effect, written this yeare from
M^r Crouch.

Hon^d S^r my most humble Duty

These are to giue yoⁿ to understand &c: Now than if yoⁿ thinke
it best, I desyre these ensuing words to bee Recorded (to witt) I

Liber B B
pauls post
media

Raph Crouch Joynt Executo^r wth M^r Mathews to Edward Cottons
Estate doe wholly relinquish all my Right & Tytle thereunto for euer
hauing more to doe therein.—&c:—
Septemb^r 4^o 1662. Raph. Crouch.

These presents to whom it may Concerne &c: That whereas I
Raph Crouch was (as it appeareth uppon th^e Records in Maryland)
made ioyntly Executo^r wth M^r Thomas Mathews of an Estate of
Edward Cottons, w^{ch} was left eyther for th^e settling of a schoole or
to bee employed (as I remember) uppon other pious uses, Though
M^r Pille if hee bee aliue can say, th^t th^e true intent of th^e p^{ty} De-
ceased was, That th^e sume of Tob to bee payd by John Warren was
to bee allowed to th^e upholding mee in my teaching the schoole, att
that time in hand, or much to this purpose. Notwthstanding I neuer
appropriated more to my selfe, as John Warren & his wife can af-
firme, out of th^t Estate, then One Bull & one steere. If this bee
thought amisse, there are Cattle of mine in th^e Country to repay them
in kind againe. As for th^e managing of what stock was left by th^e
Deceased, I would haue had them putt into John Greenwells hand
att New Towne: But as Barnaby Jackson well knoweth, M^r
Mathews would not consent thereto but presently tooke them to his
owne plantaõn. And for most of the Debts hee receiued them him-
selfe, Sauing what I receiued from John Warren of the Remainder
of a Bill of seauen or Eight Thowsand pounds of Tob, by th^e ap-
pyoyntm^t of M^r Mathews, who gaue mee John Warren's Bill whereby
to call for th^e Debt, Part of w^{ch} was bestowed by mee on such as
really was iudged by others as well as my selfe to haue releife, & soe
deemed an Act of Charity. That w^{ch} remayned, I bought Cattle of
John Warren att New Towne & Ordered they should bee marked
wth Edward Cotton's proper marke & to bee reserued in his hands
for some yeares, Of th^e w^{ch} stock hee is best able to giue a sufficient
accompt of them to any that shall demand it. And for my part I
wholly disclaime from euer hauing had any iust account deliuered to
mee by M^r Mathewes eyther of what hee had payd for th^t Estate
or receiued. To the best of my remembrance I layd out of that Estate
in John Warrens hand to th^e ualue of fuetene or sixteene hund^d
pounds of Tob for Peter Eun's dyett & schooling, washing and
cloathing, One hund^d or thereabouts for Cheese for M^r Reynolds &
his wife, both att th^t time in greate wants, as John Warren & his
wife well knew. There was gyuen to M^r Brettons sonne & Daughter
an almes they being in Extremity of wants. The rest appeareth in
Cattle I doubt not yett extant in John Warrens hand att New Towne,
to bee deliuered by him uppon demand. I affirme boldly allsoe that
on my part I did (as appeared to all the neighbo^{rs}) as much as lay
in mee, fullfill the will of the Deceased, in remoueing my teaching
of schoole to the New Towne: & there was ready some yeares to

teach, eyther Protestant or Catholikes, yett neuer had more out of th^t Estate than to the ualue of six or seauen hund^d pownds of Tob, for some th^t could not discharge for their schooling, And had I not had some releife of my owne out of England in cloathing, I could not haue held up the teaching soe long as I did.—Now hauing made a full relaõ of what is the only Truth to the best of my knowledge & as was well knowne by sundry in th^e Country of my accõs therein, most of all to such as I conuersed wth about the busines, & p^rticularly to Barnaby Jackson & M^r Pille, my humble request is that th^e hon^{ble} Gou^r & Councill of th^e Prouince of Maryland would take into Consideraõ that my Creditt may not suffer as I heare it doth undeseruedly; as I haue iustly written downe I shall answere th^e same before th^e presence of Allm^{ty} God. And I further hereby disclaime wholly to haue any Right or Tytle any longer to those Cattle att John Warrens, of Edward Cotton's marke, And doe freely giue consent That they bee employed eyther for schoole, or other pious uses, as shall bee thought fitt by such as it concerns. Wittnes my hand

This Declaraõ made & soe affirmed before Cap^t Miles Cooke Maist^r of the ship called Maryland Merchant this (London) 7th of October 1662 I say by mee

Raph Crouch.

In p^rnce of

Miles Cooke

John Worseley

Thomas Allenson

Tho: Wynne

W^{ch} being Read, & some other lr^{es}, all tending to th^e same purpose The Attorney of th^e s^d Crouch Craues Leaue to giue in his accompt, who was thereuppon admitted by th^e Board.

M^r Raph Crouch D^r

P^r Con^a Cred^r

<p>To the Estate of Ed: Cotton Deceased To payd by him by John Warren in part of 8000^t Tob. the Price of th^e Plantaõ att New Towne formerly Cot- tons in Año 1659</p>	<p>By Rebate of Tob. to John Warren for th^e paym^t of 1000^t Tob. one yeare before due. .</p>
<p>3300^t</p>	<p>0459</p>

Liber B B
[p. 22]

Deb ^r		Cred ^r	
By a Bill belonging to Cottons Estate taken in his owne name due from Warren for 1232 ^t Tob payable 10 th No- uemb ^r 1661	1232	By a Cow gyuen in Almes to M ^r George Reynolds	0600
To Tobacco more dis- posed of being the Re- mainder of th ^e 8000 ^t due for th ^e plantaõn from John Warren...		By 4 Cowes bought into th ^e s ^d Estate to be em- ployed to Charitable uses according to th ^e will & deposited in John Warrens hands	
To Rec ^d out of the Es- tate in Año 1659.....	1059	By th ^e dyett & schooling of Peter Eune.....	1600
		By 9 ells of Holland, 10 y ^{rds} of stuffe gyuen in almes by aduice of M ^r ffrancis ffitzherbert ..	
	0700	By 100 ^t Tob. gyuen in almes ut supra	0100
	6291	By due to him for teach- ing schoole att New Towne in Año 1659..	
Rest Cred ^r to ballance due to Crouch	0456		
			6747

M^r Thomas Mathews Deb^r to th^e Estate of
Edward Cotton Deceased.

To payd him by John Warren for th ^e plantaõn formerly Edward Cottons 1653	1000 ^t tob
To payd him more in Año 1654	
To payd him more in Año 1655	0748
	0661

The Estate of Edward Cotton Deb^r

To Eleauen head of Cattle in th ^e hands of John Warren att New Towne, Be- ing the Estate now remayning in the hands of Raph Crouch	
--	--

Ordered that John Warren doe continue his Care of th^e Cattle
'till the second day of June next, That hee then bring in a p^rticular
acc^t of the Cattle belonging to Edw: Cottens Estate then in his
hands, That M^r Thomas Mathewes doe Likewise bring in his ac-
compt of th^e s^d Edward Cottons Estate, on th^e 2^d day of June next,
And that then the Councell take the managem^t & improvem^t of th^e
s^d Estate into their Consideraõn.

That the Attorney of Raph Crouch haue a Discharge from th^e s^d Liber B B Estate, And bee allowed fflowe hund^d fifty six powns of Tob, the Ballance of his accompt brought in & allowed by th^e Board.

Writt Exeqⁿ was renewed agst th^e Estate of Margery Battin Ad- May 8th
mist^r of Will^m Battin Deceased, formerly graunted agst th^e Estate
of th^e s^d Will^m, not Executed, & issued to th^e sheriffe of Charles [p. 23]
County, att th^e Request of Nicholas Gwyther, The s^d Exequ^{uon}
being for 1000^t Tob, & for ffees expended inter Will^m Battin & Rich:
Smith, according to Order of Court p^o March 1659, And by th^e s^d
Gwyther assigned ouer to Richard ffoster or his assignes.

May 8th 1663.

M^r Will^m Hollingworth

Pray pay unto Henry Sewall Esq⁹ Nine hund^d powns of Tob &
Cask & place it to the accompt of yo^r ffreind & seru^t

Nicholas Gwyther.

May 8th 1663.

This noate is accepted by mee, & to bee payd w^{thin} six months after
the date hereof.

Will^m Hollingworth.

Att a Court of Admiralty held att
St John 8^o May 1663.

Charles Caluert Esq ⁹ Gou ^r	} M ^r Baker Brooke	} Coun ^{rs}	
Philip Caluert Esq ⁹ Chan ^r			M ^r Edward Lloyd
Henry Sewall Esq ⁹ Secr ^r			M ^r Henry Coursey
			M ^r John Bateman

The informaōn of M^r Richard Collett.

Richard Collett gentⁿ informes the Court That according to Com-
misⁿ from the Leiu^t Gräll of this Prouince on the 23th day of Aprill
last, hee did seaze a Certaine Vessell, Called the Content of Boston
in New England, Ryding then att Anchor in Patux^t Ryuer, Whereof
is master Joseph Winslow, That the s^d Joseph Winslow had Laden
on Board his s^d Vessell seueral hogsheads of Tob, of th^e groath of
this Prouince, before hee had entred into Bond here according to
th^e Act of the high Court of Parliam^t in England for encouraging
& encreasing of shipping & nauigaōn: or producing Certificate that
hee had entred into Bond in any Port of his Ma^{ties} in England,
Ireland, Wales or Towne of Barwick uppon Tweede. Wherefore
hee humbly Craues Judgm^t of this hon^{ble} Board Whither th^e s^d Ves-
sell wth all her apparell Tackle & furniture bee not forfeited to th^e
R^t hon^{ble} the L^d Prop^r & further to haue th^e share for seazing th^e s^d
Vessell allowed & limitted by th^e s^d Act for encowraging & encreas-
ing of shipping & nauigaōn to such p^rson as should seize any such
Vessell soe unlawfully Loading as afores^d

Rich: Collett.

Liber B B To w^{ch} Informaōn Joseph Winslow Confesseth That hee did not
 [p. 24] comply wth th^e Act of Nauigaōn in gyuing Bond, That hee did Loade
 on Board his Vessell about Thirty hogsheads of Tob, That hee came
 downe after hee had Loaden th^e Tob into Patux^t Riuer, wth an
 intent to giue Bond & enter his s^d Vessell; Hee being informed That
 it would bee sufficient if att his goeing away out of the Prouince hee
 did enter his Vessell.

Ordered That th^e s^d Vessell Called the Content of Boston in New
 England bee forfeited to th^e R^t hon^{ble} the L^d Prop^r of this Prouince,
 Together wth all her apparell, Tackle & other furniture, thereunto
 belonging.

May 11th Cap^t Will^m Boareman dōds writt agst Thomas Gerard Esq^r accōn
 Defaniaōn.

War^t to sheriffe S^t Maries County to arrest &c: Ret. next Prouin-
 ciall Court to bee holden att S^t Maries 2^o June next.

Summons to Eund. sheriffe to warne John Pille gentⁿ to Testify
 in ditt. sub pen. 500^l Tob. Ret. ut supra.

Thomas Bennett dōds warr^t agst Edward Harrise Accōn Case.

Writt to th^e sheriffe S^t Maries County to arrest &c: Ret. next
 Prouinciall Court 2^o June next, ut supra.

May 14th Elizabeth Bedlow dōds writt agst Water Waterlin, in Court of
 Equity.

Summons to sheriffe S^t Maries County to warne &c: Ret. next
 Prouinciall Court 2^o June ut supra.

Summons to ditt sheriffe p^r Will^m Hollingworth to testify pro
 Water Waterlin. Ret. forthwth.

George Marshall dōds warr^t agst Will^m Greene accōn Defamaōn.

War^t to sheriffe S^t Maries County to arrest &c: Ret. next Prouin-
 ciall Court to bee held 2^o June next.

Summons to ditt. sheriffe p^r John Mettcalfe gentⁿ to testify in ditt.
 500^l Tob &c: Ret. ut supra.

George Marshall dōds writt agst Marks Pheypo accōn Case.

War^t to sheriffe S^t Maries County to arrest &c: Ret. next Prouin-
 ciall to bee holden 2^o June next, ut supra.

Summons to th^e sheriffe Charles County to warne John Lewger
 & Zachary Wade gentⁿ to testify inter Thomas Simpson & ffancis
 Bachelo^r, 500^l Tob. each: &c: Ret. ut supra. Pro Simpson

By the Leiut^t Gräll of Maryland.

Liber B B
[p. 25]

A Proclamation

Whereas att the last Prouinciall Court holden att S^t Maries for this Prouince 21th ffebruary last 1662, The next Prouinciall Court was then appoynted to bee held on the first Tuesday in June following being the second day thereof, Now for as much as the holding of that Court on th^e second of June as afores^d will proue most inconvenient, whereas th^e Gou^r & Councell can not then conueniently meete together, Being pressed wth some urgent occasions of the Prouince, w^{ch} can not suffer Delay.

These are therefore to giue notice to all p^rsons whom it may Concerne, That I haue adiornd the s^d Court to bee held as afores^d untill the Eight day of Septemb^r next, And that all writts & other Processe issued for that Court, intended to bee holden 2^d day of June next, shall bee Returnable on th^e Eight day of Septemb^r as afores^d. Gyuen under my hand this 16th day of May, att S^t Maries 1663.

Charles Caluert.

Informaõn to each Respectiue sheriffe &c:

Whereas att th^e last Prouinciall Court the Gouerno^r & Councell did then appoynt the second of June for the holding of the next Prouinciall Court

These are to certify that th^e s^d Court is adiornd till the Eight of Septemb^r next, And giue notice hereof to yo^r County. Gyuen under my hand this 16th of May 1663

Charles Caluert

To the sheriffe of S ^t Maries	} County.	Kent	} County.
Charles		Baltimore	
Caluert		Talbott	
Anarundell			

Wee whose names are here under written haue according to the Gouerno^{rs} Order made a diuision of the Land w^{ch} was in Contention Betweene Elioner Martin & Patience Martin into three equall parts, as Wittnes Our hands this 28th of March 1663

Vid the writt for this Partition infra fol. 31. omitted in th^e Record and superior where itt ought to haue beene inserted.

W ^m Lucas	} Ellis Coleman	
John Metcalfe		Thomas TH Hughes
Richard Games		Martin MK Kirk
Marks Pheypo		Joseph IE Edlow
Will ^m WC Cole		Henry O Penington
Will ^m WL Lawrence		John Raper

Know all men by these p^rnts that I ffrancis ffetzharbert Gentⁿ the Lawfull Attorney of Raph Crouch late of New Towne in the County of S^t Maries gentⁿ for the greate loue & affection th^t th^e s^d Crouch did beare unto his ffrend George Reynolds of New Towne of th^e

[p. 26]

Liber B B County afores^d; haue Gyuen & by these p^rnts doe freely giue unto George & Anne Reynolds the sonne & daughter of the s^d George Reynolds, one Black Cow (goeing by th^e name of Mopsa) marked on th^e Right eare wth a Crop, & a peece taken out under th^e eare; & th^e left eare slitt, being a Black Cow. To haue & to hold the s^d Cow & all her encrease both male & ffemale from th^e date hereof unto them theyr heyres & Assignes, or the suruiuers of them, or any of them for euer. Prouided that the male Cattle to goe to th^e s^d George Reynolds, or whom hee shall appoynt, towards th^e looking after th^e s^d Cow & encrease untill they come to age of Twenty one yeares or married. In testimony whereof I haue hereunto sett my hand this Tenth day of May Año Dñi one Thow^d six hund^d sixty & one.

Signed & Delieured in the p^rnce of us ffancis ffitzherbert.
Jerome White Thomas Brooke.

I ffancis ffitzherbert doe by these p^rnts Constitute, ordaine & ap-
poynt my trusty & welbeloued ffreind M^r Luke Gardener to deliuer
the s^d Cow menconed in this Deed of Gwift, wth her encrease unto
th^e s^d George Reynolds, for th^e use of his Children wthin menconed
& likewise to see it Recorded for their use, as wittnes my hand this
one & Twentith day of Aprill, Añoq Dñi 1663.

ffancis ffitzherbert.

Know all men by these p^rnts that I Will^m Bushell of s^t Maries in
th^e Prouince of Maryland, for mee my heyres, Executo^{rs} Adm̃is-
trato^{rs} & Assignes, ffor & in Consideraōn of seauen Thowsand
pounds of good sownd & merch^{ble} Tobacco & Cask to bee payd att
Two entire paym^{ts} doe bargaine, sell, graunt & confirme unto William
Wates his heyres Executo^{rs} Adm̃istrato^{rs} or Assignes, & by these
p^rnts haue bargayned sould, graunted & confirmed unto th^e s^d William
Wates his heyres Executo^{rs} Adm̃istrato^{rs} or Assignes, The moiety
or halfe of th^t Land Plantaōn & Orchard (formerly Thomas
Bushells) scituate & Bownding uppon the Herring Creeke, & the
Land of William Smoote Bownding on the one side of it, And the
Land of Owen James Bownding on th^e other side, wth the Rights,
[p. 27] Emoluments & priuiledges thereunto belonging. ffurther I the s^d
William Bushell by these p^rnts Bind my selfe my heyres Executo^{rs}
Adm̃istrato^{rs} or Assignes to warrant the sale of the s^d Land, Plan-
taōn, howses & Orchard, agst all iust claimes & Tytles of any p^rson
whateuer, unto th^e s^d William Wates, his heyres, Executo^{rs}, Adm̃is-
trato^{rs} or Assignes. ffurther I th^e s^d Bushell for mee my heyres
haue firmly sould th^e halfe of th^e s^d Land unto th^e s^d William Wates
& his heyres, Together wth the halfe of the s^d howses & orchard now
being uppon the s^d Land or Plantaōn, To bee ffree & cleere from in-
cumberances & arrerages of Rents, And doe ffurther bind my selfe
& heyres to giue unto th^e s^d William Wates his heyres &c: a firmer
Bill of sale or Conueyance for th^e s^d Land according to th^e Graue

advise & Counsell of any Lawyer whensoever the s^d Wates or his Liber B B
heyres shall thereunto call mee. And to th^e true performance hereof
I haue hereunto sett my hand & Seale this 18th Aprill 1663.

Signed Sealed & Delivered

William C Bushell

in the p^rnce of us

his marke

Henry Hyde William M Canady.

Locus Sigilli

Know all men by these p^rsents th^t I Samuel Tilghman Commander
of the Golden ffortune doe constitute & appoynt Abraham Rowse
my true & lawfull Attorney to aske, demand, receaue, recou^r release
acquitt & discharge any p^rson or p^rsons that is indebted unto mee
eyther by Bill or account deliuered unto him, And shall ratify & con-
firme any thing th^t my Attorney shall Lawfully doe, as if I were
p^rsonally p^rsent. As wittnes my hand this 24th Aprill 1663.

Teste John Meekes

Sam^{ll} Tilghman

The mark of John 2 Chearman

Cap^t Samuel Tilghman enters Caueatt agst the Adm^ristrato^r of
Humphrey Haggett Deceased for 886^t Tob in Cask.

John Meeks Chyrurgeon enters Caueat agst th^e Adm^ristrato^r of
Humphrey Haggett Deceased for

Cecilius Absolute Lord & Proprietary of the Prouinces of Mary-
land & Aualon, Lord Baron of Baltimore &c: To John Bateman Esq
Richard Smith & William Dorington gentⁿ Greeting, Whereas our
Writt of Couen^t dependeth before the Gouverno^r & Councell att our
Prouinciall Court, Betweene Andrew Cooke merch^t, & Thomas Man-
ning & Grace his wife gentⁿ, of ffive hund^d Acres of Land called
Malden, Lying on the East side of Chesapeack Bay, & on the Branch
of a Riuer called Choptanck Riuer, And for a fyne to bee thereof
Leauyed betweene them before the s^d Gouverno^r & Councel att the
Prouinciall Court according to th^e Lawes & Customes of this Prou-
ince, And th^e s^d Thomas Manning & Grace his wife (as wee are
informed) are soe weake that they are not able wthout greate danger
of their Bodies to trauayle to th^e Prou^{ll} Court afores^d by th^e day
contayned in th^e s^d writt, to make the acknowledgm^{ts} w^{ch} are requi-
site to bee made in th^t behalfe, Wee tendering the Estate of th^e s^d
Thomas Manning & Grace his wife in this behalfe, Haue gyuen yow
Three, or Two of yo^w power to take the acknowledgm^{ts} w^{ch} th^e s^d
Thomas Manning & Grace his wife will make before yo^w Three or
Two of yo^w, That goeing in person to th^e s^d Thomas Manning &
Grace his wife yo^w take their acknowledgm^{ts}. And when yo^w shall
haue taken them, yo^w certify the same distinctly & plainly to th^e
Gouverno^r and Councell under yo^r seales Three or Two of yow, That
then the s^d fyne may betweene th^e s^d p^rties of th^e p^rmisses may bee
Leauyed before the sayd Gouverno^r & Councell att th^e Prouinciall

[p. 28]

vid. writt
lib. 1662.
fol. 1179.

Liber B B Court according to th^e Law & Custome aboues^d, sending to th^e s^d Gou^r & Councell this Writt. Wittnesse Our Deare Brother Philip Caluert Esq Our Chancelo^r of our s^d Prouince of Maryland this 19th day of ffebruary 1662. Philip Caluert.

ffor this wthin written Commisⁿ according to the true intent & meaning, wee haue taken Cognizance thereof. Gyuen under our handes & Seales this 5th of March, 1662.

Rich: Smith Seale
W^m Dorinton Seale

Talbott Command Thomas Manning & Grace his Wife that iustly &c:
County they keepe wth Andrew Cooke the Couan^t &c: of ffine hund^d Acres of Land, called Malden, Lying on th^e East side of Chesapeack Bay, in a Branch of a Riuer called Choptanck Riuer, held of his L^{ps} Manno^r of Baltemore, And the Agreem^t is such That th^e s^d Thomas Manning & Grace his wife haue acknowledged the afores^d ffine hund^d Acres wth the appurtenances to bee th^e Right of th^e s^d Andrew Cooke, as th^t w^{ch} th^e s^d Andrew Cooke hath of th^e gswift of th^e s^d Thomas Manning & Grace his wife, And th^e same they haue remised & Quitt claymed from them & their heyres to th^e afores^d Andrew Cooke & the heyres of the s^d Andrew Cooke for euer. And further the s^d Thomas Manning & Grace his Wife haue graunted for them, & the heyres of the s^d Thomas Manning, That they will warrant to th^e afores^d Andrew Cooke & they heyres of th^e s^d Andrew Cooke, the afores^d ffine hund^d Acres wth the ap^rtnces agst them th^e s^d Thomas Manning & Grace his Wife & the heyres of th^e s^d Thomas Manning for euer, And for this Recognicōn, Remission Quitt Clayme warranty, fyne, & Concord, the s^d Andrew Cooke hath gyuen unto the s^d Thomas Manning the sūme of seauen Thows^d poudns of Tob.

Taken & acknowledged this Tho: Manning Seale
5th day of March 1662 Grace G M Maning Seale
att Rob^t Kingsberries
in the County of Caluert.

Before us Rich: Smith W^m Dorinton.

June p^o Cap^t James Neale demands writt agst William Hollingworth accōn Case 2000^t Tob.

Warr^t to th^e sheriffe s^t Maries County to arrest. Ret. next Prouinciall Court to bee holden att S^t Maries 8^o Septemb^r next.

marke Edward Harwood enters his marke of Cattle (Viz^t) The Right
Cattle eare Cropd wth Two slitts in th^e Crop, The Left eare ouerkeeld & underkeeled.

Cap^t Luke Barber demands writt agst M^r James Lindsey in an accōn of Debt.

War^t to the sheriff Charles County to arrest &c: Ret. next Prou: Cou^rt to bee holden att S^t Maries 8^o 7^{ber} next

Know all men by these p^rnts th^t I Thomas Mathews of Charles County in th^e Prouince of Maryland Gentⁿ haue sold & deliuered & doe hereby sell deliuer & make ouer unto Henry Sewall of Caluert County in th^e Prouince afores^d Esq^r his heyres & Assignes one sorrell horse Colt, wth a starre in th^e forehead, fallen this yeare: It being a Colt of his th^e s^d Mathews Gray mare. And I doe hereby warr^t th^e sale thereof unto th^e s^d Henry Sewall & his heyres agst all iust claimes whatsoeu^r. In Considera^on whereof I th^e s^d Henry Sewall doe bind my selfe my heyres Admⁱstrato^{rs} &c: to pay or cause to be payd unto th^e s^d Thomas Mathewes his heyres Admⁱstrato^{rs} or assignes, seauen hund^d pownd weight of good merch^{ble} Tob. att or uppon th^e Tenth day of Nouemb^r next ensuing. To w^{ch} Bill of sale & Considera^on therefore both th^e forenamed p^rties haue hereunto sett their hands this 26th day of May 1663.

Wittnesseth hereunto

Charles Caluert Will^m Bretton

Tho: Mathews

Henry Sewall

The Examina^on of Daniel Clocker taken before Will^m Bretton Gentⁿ [p. 30]
this 16th day of Aprill 1663.

This Examⁱn^t sayth, that yesterday being att Henry Ellerys howse about some occasions of his owne, hee was willing to haue come ouer the Riuer th^e last night: But ueiwing Henry Ellerys Canow & finding it something small, hee was fearefull to aduenture in it & therefore told Henry Ellery th^t hee would lye in his howse th^t night & goe up to Will^m Watts on th^e morrow morning & borrow his Canow, And this morning did goe to Will^m Watts, but hee was not att home. Then hee asked for John ffurnifeild. Answer was made that he was abed. Wherefore this Exam^t called him up & requested him to giue him a Cast ouer th^e Riuer in their Canow, And th^e s^d John promised him to sett him ouer, and wthall fetchd out about a Pint of Drams, w^{ch} they dranke out there amongst them. Then this Exam^t walked downe againe to Henry Ellerys, & John ffurnifeild brought downe th^e Canow thither also. And being there Henry Ellerys Wife brought out an Earthen pott of Drams conteyning about a quart, w^{ch} they dranke most part out there. Then comming into th^e Canow (Viz^t) this Exam^t & John ffurnifeild, The s^d ffurnifeild paddled th^e Canow, & betweene the Indian Poynt att West S^t Maries & th^e Church Poynt ouer agst it, the s^d ffurnifeild fell out of th^e Canow & is now drowned & further sayth not.

Daniel D C Clocker.

Examinat Coram me Will^m Bretton.

On th^e Eleauenth day of May War^t to th^e Constable of s^t maries hund^d or in his Absence to th^e Sheriffe of th^e County to summone ffine or six of th^e Neighbourhood to enquire Concerning a Dead Corps cast up on West S^t maries shoare.

Liber B B May iith 1663.

Wee whose names are underwritten doe declare according to our oaths, & the best of our knowledge & skill, That th^e Dead Body that is cast ashoare att west S^t Maries is th^e Body of John ffurnifeild, & th^t hee came by his Death accidentally.

Rich: Willen Sheriffe.

fforeman Henry **H E** Ellery

George **R** Rowse

Marmaduke Seme

James Speed

Mathew Collins

[p. 31]
June 22th

Will^m Whittle dds writt agst John Edmondson Attorney of Cap^t John Horne accōn Case to th^e releas of Ten Thows^d pownds of Tob.

Warr^t to th^e sheriffe Caluert County to arrest &c: Ret. next Proinciall Court to bee holden &c: 8^o Septemb^r next.

Vid. fol. 25^o Cecilius &c: To the sheriffe of S^t Maries County Greeting. Know yee that Elionor Martyn, who was th^e Wife of ffrancis Martyn of s^t Hieroms in th^e County of S^t Maries, Came into Our Prouinciall Court & Petitioned agst Patience Martyn the Widow of Will^m Martyn, heyre to ffrancis Martyn, all of s^t Hieroms in th^e County of S^t Maries, To haue the Third part of Two hund^d Acres of Land, Lying & being in S^t Hieroms afores^d of w^{ch} th^e s^d ffrancis dyed seized, To bee assigned her as her Dower & to bee possessed of th^e Remynder of th^e s^d Land, in Right of her sonne Lodowicke Martyn, heyre att Law to his eldest Brother Will^m Martyn afores^d. The s^d Patience Martyn came & produced a Will in wryting Proued in our office for Probate of Wills & Testam^{ts} & Graunting Adm̄istraōns, whereby th^e s^d Will^m Martin the s^d Land to him from his ffather ffrancis Martyn descended to th^e s^d Patience & Margaretth Martha & Dorothy Needham her Children had deuised. Wherefore itt was Considered by th^e Court That th^e afores^d Elionor ought to recouer the Thirds of all th^e Lands w^{ch} descended from th^e s^d ffrancis to the s^d Will^m Martyn, And therefore Wee Command yo^w That yo^w cause full possesⁿ & seisein of th^e aboues^d third part by Elionor afores^d agst the s^d Patience demanded to bee gyuen to th^e s^d Elionor. Wittnes our Deare Brother Philip Caluert Esq^r Our Chancelo^r of Our s^d Prouince this 21th day of January 1662. Philip Caluert.

Endorsed/

Cap^t Nicholas & M^r John Vanhack I doe hereby impower one or both of yoⁿ to swear th^e Jury that shall bee impannelled for th^e Division of this Land. Gyuen under my hand this 24th of January 1662. Philip Caluert.

Infra Sequitur

This writt was Executed p^r me Walter Hall.

[p. 32]
June 25th

John Lumbrozo dds writt agst John Legatt in an accōn of Debt to th^e ualew of 2500^l Tob. & Cask.

Warr^t to sheriffe of Charles County to arrest &c: Ret. next Prouin: Liber B B Court to bee held att S^t Maries 8^o Septemb^r next

Richard Willan Gentⁿ dōds writt agst Anne Hammond the Administratrix of her husband John Hammond Deceased to the ualue of 50000^t Tob. & Cask.

Warr^t to th^e sheriffe of S^t Maries County to arrest &c: Ret next Prou: Court to bee holden &c: 8^o Septemb^r next.

Thomas Symonds dōds writt agst Thomas Courtney accōn Case.

Warr^t to th^e sheriffe s^t Maries County to arrest &c: Ret. next Prou: Court to bee holden &c: 8 Septemb^r next.

Summons in ditt Will^m Browne & Hugh Sherwood Ret. ut supra sub pene 500^t each.

Exequiōn issued to th^e sheriffe of s^t Maries att th^e request of June 26th John Gittings agst Marmaduke Snow for 1105^t Tob. for Clarks ffes.

John Gittings Recordeth his marke (Viz^t) Cropt on both Eares mark Cattle wth 3 slitts in th^e Left eare & an hole in th^e Right Eare.

Will^m Harper dōds writt agst John Dodson accōn Case.

Wr^t to th^e sheriffe Talbot County to arrest &c: Ret. next Prou: Court 8^o September 1663.

Edward Harwood dōds writt agst Elizabeth Greene accōn of July 10th Defamaōn.

War^t to th^e sheriffe S^t Maries County arrest &c: Ret. next Pro- uinciall Court to bee holden &c: 8^o Septemb^r next.

Summons in ditt to testify Will^m Brookes & Thomas Vaughan, sub pena 500^t Tob. Ret. ut supra.

John Williams dōds writt agst Elizabeth Greene accōn Case.

War^t to sheriffe S^t Maries County to arrest &c: Ret. ut supra

Sumons in ditt. George Marshall & Will^m Brookes sub pena 500^t Tob to testify. Ret. ut supra.

This Bill bindeth mee William Stanley my heyres Executors Ad- ministrators or assignes to pay or cause to bee payd to Symon Peters his heyres Executors Administrato^{rs} or Assignes the full & iust sume of One Thowsand Eighty ffowre powns of sownd merchantable Tob. & cask, to bee payd att or uppon the Tenth day of October next ensuing, as wittnes my hand this 23th of July 165 [p. 33]

Test Walter Huckstepp John Williamson J W Signum.

Liber B B Markes Pheypo enters his marke (Viz^t) Cropd on the left eare,
 July 7th wth two slitts in th^e Crop. The Right eare underkeeld wth a hole in
 mrk Cattle. itt & a little peice cutt before th^e eare.
 marke Thomas Keytin enters his marke (Viz^t) Crop'd on the left eare
 Cattle. wth two slitts in th^e Crop, The Right eare underhalfed wth a hole in itt.
 mark Cattle. George Marshall enters his marke (Viz^t) Crop'd on th^e Left eare
 wth a slitt in th^e Crop, The Right eare slitt wth an ouerkeelee & a nick
 behind th^e eare.

Cecilius Absolute Lord & Proprietary of th^e Prouinces of Mary-
 land & Aualon Lord Baron of Baltemore &c: To Robert Clarke Esq
 Thomas Mathews & Henry Adams gentⁿ Greeting, Whereas Our
 Writt of Couen^t dependeth in Our Prouinciall Court Betweene Philip
 Caluert Esq & James Lindsey & Mary his Wife of ffowre hund^d
 and ffifty Acres of Land, being th^e moiety of Snow Hill manno^r in
 s^t Maries County, & for a fine to bee thereof Leauyed betweene them
 before Our Gouverno^r & Councell in th^e s^d Court, according to th^e
 Law & Custome of this Prouince, and th^e s^d James & Mary, as wee
 are informed, as soe weake, that they are not able wthout greate
 danger of their Bodies to trauaile to S^t Maries by th^e day containd
 in th^e s^d Writt to make the acknowledgm^{ts} w^{ch} are requisite to bee
 made in th^t behalfe, Wee tendring th^e Estate of th^e s^d James & Mary
 [p. 34] in this behalfe haue gyuen yo^w or any Two of yo^w power to take th^e
 acknowledgm^{ts} w^{ch} th^e s^d James & Mary will make afore yo^w or any
 Two of yow of th^e premisses. And therefore Wee command yo^w
 that goeing in p^rson to th^e s^d James & Mary yo^w take s^d acknowl-
 edgm^{ts}, And when yo^w shall haue taken them yo^w Certify th^e same
 distinctly & plainly to the s^d Gouverno^r & Councell under yo^r seales
 or any Two of yow, That then th^e s^d ffine betweene th^e s^d parties of
 th^e premisses may bee Leauyed before th^e s^d Gouverno^r & Councell in
 the s^d Court according to th^e Law & Custome of this Prouince send-
 ing to th^e Court this writt. Wittnes our Deare sonne & heyre Charles
 Caluert Esq Our Leiu^t & cheife Gouverno^r of Our s^d Prouince this
 13th day of June 1663. Charles Caluert.

The Execution of this Commissⁿ appeareth in a Certaine schedule
 hereunto annexed this 10th of July 1663

Thomas Mathews Henry Addames.

S^t maries Command James Lindesey & Mary his wife that iustly &c: they
 County keepe wth Philip Caluert Esq the Couenant &c: of ffowre hund^d &
 ffifty Acres of Land being the moiety of th^e manno^r of Snowe Hill
 in th^e County of S^t Maries. Charles Caluert.

And th^e Agreem^t is such th^t th^e s^d James Lindsey & Mary his wife
 haue acknowledged th^e afores^d ffowre hund^d & ffifty Acres of Land,
 the moiety of th^e manno^r of Snow Hill wth th^e appurtenances to bee
 th^e right of th^e afores^d Philip Caluert, as those w^{ch} th^e s^d Philip

Caluert hath of th^e guift of th^e s^d James and Mary And th^e same Liber B B
they haue Remised Quitt Claymed from them & their heyres to th^e
afores^d Philip Caluert & his heyres for euer. And further th^e s^d
James & Mary haue graunted for them and the heyres of th^e s^d James
that they will warrant to the afores^d Philip Caluert and his heyres
the afores^d fflowre hund^d & ffifty Acres wth th^e appurtenances agst
them th^e s^d James and Mary & th^e heyres of th^e s^d James for euer:
And for this Remise, Release & Quitt Claime th^e afores^d Philip
Caluert hath gyuen unto th^e s^d James & Mary th^e sume of fowre
thowsand ffue hund^d pownds of Tobaccho.

Taken & acknowledged att	James Lindsay	seale
S ^t Thomas Manno ^r before	Mary + Lindsay	seale
us this Tenth of July 1663.	her marke	
Henry Addames Tho: Mathewes		

Command Luke Gardner & Elizabeth his Wife th^t iustly &c: they [p. 35]
keepe wth Luke Barber the Couant &c: of th^e manno^r of S^t Richards Caluert
Contayning One Thowsand Acres of Land wth th^e appurteñces &c: County
in Caluert County. Philip Caluert

And the Agreem^t is such th^t th^e s^d Luke Gardner & Elizabeth his
Wife haue acknowledged th^e afores^d manno^r wth th^e appurteñces
to bee the right of th^e s^d Luke Barber as th^t w^{ch} th^e s^d Luke Barber hath
of th^e guift of th^e s^d Luke Gardner & Elizabeth his Wife, And th^e
same they haue Remised & Quitt claymed from them & their heyres
to th^e afores^d Luke Barber & the heyres of th^e s^d Luke Barber for
euer. And further th^e s^d Luke Gardner & Elizabeth his Wife haue
graunted for them & the heyres of th^e s^d Luke Gardner that they will
warrant to th^e afores^d Luke Barber & th^e heyres of th^e s^d Luke Barber
th^e afores^d manno^r wth th^e appurteñces agst them th^e s^d Luke Gardner
& Elizabeth his Wife & the heyres of th^e s^d Luke Gardner for euer.
And for this &c:

Luke Gardner seale
The mark **E** of
Elizabeth Gardner seale

Taken & acknowledged att Mitchum Hall
in th^e County of S^t Maries th^e 23th Septemb^r
1662 before me Philip Caluert

Command Luke Barber & Elizabeth his Wife that iustly &c: they Charles
keepe wth Luke Gardner th^e Couenant &c: of th^e manno^r of Barber- County
ton in Charles County contayning Twelue hund^d Acres of Land wth
the Appurtenances. Philip Caluert

And the Agreem^t is such th^t th^e s^d Luke Barber & Elizabeth his
Wife haue acknowledged th^e afores^d manno^r wth th^e appurteñces
to bee th^e Right of th^e s^d Luke Gardner as th^t w^{ch} th^e s^d Luke Gardner

Liber B B hath of th^e Gwift of th^e s^d Luke Barber & Elizabeth his Wife, And th^e same they haue Remised & Quitt Claymed from them & their heyres to th^e afores^d Luke Gardner, and the heyres of th^e s^d Luke Gardner for euer. And further th^e s^d Luke Barber & Elizabeth his Wife haue graunted for them & the heyres of th^e s^d Luke Barber that they will warrant to the afores^d Luke Gardner & th^e heyres of th^e s^d Luke Gardner the afores^d Manno^r wth th^e appurtñces agst them th^e s^d Luke Barber & Elizabeth his Wife, & th^e heyres of th^e s^d Luke Barber for euer. And for this &c:

L Barbier Seale
Elizabeth Barber Seale

Taken & acknowledged att Mitchum Hall
in th^e County of S^t Maries the 23th Septemb^r
1662 before mee Philip Caluert

[p. 36]
July 30th

Hannah Lee Widdow, of th^e Estate of her husband Hugh Lee late Deceased Adm^{istratrix}, t^{ds} war^t agst Cap^t Josias ffendall & M^r Rob^t Hundley Adm^{istrato}^{rs} of th^e Estate of Cap^t Ch^rofer Russell, deceased, in an acc^{on} Case.

War^t to th^e sheriffe Charles County to arrest &c: Ret. next Prou: Court to bee held att S^t Maries 8^o Septemb^r.

Hannah Lee Widdow t^{ds} warr^t agst James Lindsey, Gentⁿ in an acc^{on} Case.

War^t to Eund. sheriffe to arrest &c: Ret. ut supra.

To all Christian Poeple Greeting &c:

Know yee th^t I Rowland Lawson of Rapahanock Plant^r doe outt of meere Loue giue & bestow unto Sarah Price daughter to Jenkin Price Two Cowe Calves together wth their encrease to her owne proper use & behoofe for euer, To bee deliuered wthin Ten dayes after th^e date hereof, to aduance her a portion. The one being marked swallow tayld on th^e Right eare: & slitt & halfe moone on th^e Left, The other marked Cropd in th^e Right eare: & square on the Left. In wittnes I haue hereto putt my hand this 30th July 1663.

Teste Will^m Price John Reed.

Rowland Lawson.

Will^m Greene t^{ds} warr^t agst. George Marshall acc^{on} Case

War^t to sheriffe S^t Maries County arrest &c: Ret. next Prouin- ciall Court 8^o Septemb^r next.

Summons to Eund sheriffe to warne Rob^t Hooper to testify in ditt. 500^t to th^e L^d Prop^r

Summons to Eund sheriffe to warne Anthony Welch & Rachell Leere to testify agst George Marshall in ca^a Battery, 500 Tob. Ret. ut supra.

Francis Mogge in th^e behalfe of th^e orphans of Francis Brooke Liber B B
Deceased t^{ds} writt agst Marks Pheypo, Acc^{on} Case.

Warr^t to sheriffe S^t Maries County to arrest &c: Ret. Prouinciall
Court, ut supra.

Will^m Lawrence t^{ds} writt agst Thomas Innies, acc^{on} Case. [p. 37]

Warr^t to sheriffe S^t. Maries County to arrest &c: Ret. next Pro-
viniiall to bee holden att S^t Maries 8^o Septemb^r next.

Thomas Griffin recordeth his marke (Viz^t) The Right eare under- mark Cattle
keeld, The Left eare swallow forcked.

Thomas Gerard Esq^r t^{ds} writt agst Anne th^e Relict of Humphrey August 22th
Haggett Deceased, Acc^{on} of Debt.

War^t to sheriffe Charles County to arrest &c: Ret next Prouin-
ciall Court to bee holden 8^o Septemb^r.

Elizabeth th^e Relict of Richard Willan Deceased t^{ds} writt agst
Anne Hammond Administratrix of John Hammond acc^{on} Debt to th^e
ualew of 5000^l Tob & cask.

War^t to sheriffe S^t Maries County to arrest &c: Ret. next Prouin-
ciall Court to bee holden ut supra.

Elizabeth th^e Relict of Richard Willan deceased t^{ds} writt agst
John Nutthall th^e Attorney of Will^m Hollingworth acc^{on} Case, to
th^e ualew of 4000^l Tob. & Cask.

War^t to sheriffe S^t Maries County to arrest &c: Ret. next Prouin-
ciall Court ut supra.

An Extract of a Letter from th^e L^d Baltimore dated 31th July
1661 to Philip Caluert Esq^r.

Likewise I haue graunted a war^t to M^r Lewgers sonne in Law for
500 Acres. Hee desyers to haue th^e Planta^{on} w^{ch} was formerly
Thomas Coles deceased, w^{ch} hee sayth is ffiue hund^d Acres. If yo^w
find itt will not bee preiudiciall to mee yo^w may lett him haue that
instead of his 500 Acres & ualew what it is worth more, by reason
of any howseing uppon it, or Land cleared, & take his Bill for the
paym^t of that ouerplus next yeare

A true Coppy Ex^d by mee Philip Caluert.

George Read t^{ds} writt agst Thomas Stone acc^{on}

War^t to sheriffe Charles County to arrest &c: Ret next Prouin-
ciall Court 8^o Septemb^r next.

Rob^t Clearke Esq^r t^{ds} writt agst Rob^t Robins acc^{on} Case uppon August 29th
Trouer & Conuerson, ffor a mare & her encrease. [p. 38]

Liber B B War^t to th^e sheriffe Charles County to arrest &c: Ret. next Prouinciall Court 8^o Septemb^r next.

Writt to th^e sheriffe Caluert County to summeone in ditt M^r Cuthbert ffenwick, M^r Ignatius ffenwick, Leiut John Bogue, & Will^m Mills, sub pena 500^t Tob.

Wri^t to th^e S^t Maries County to summeone in ditt. Thomas Garard Esq³ 500^t Tob. &c:

Writt to th^e sheriffe of Charles County to sum: in ditt, John Clark Gentⁿ. ðes Ret. ut supra.

John Saffin (by his Attorney Thomas Dent gentⁿ) ððs writt aġst Margery Battin Adm̃istrato^r of Will^m Battin Deceased accōn Debt to th^e ualue of 150^t sterl.

War^t to sheriffe to arrest &c: Charles County. Ret. next Prou: Court ut supra.

August 29th Peter Joy & John Mirth ððs writt aġst Hugh Stanly & Dorothy his Wife in accōn of Case touching th^e Estate of Daniel Goulson deceased, whose adm̃istrix th^e s^d Dorothy is, & now th^e wife of th^e s^d Hugh Stanley.

War^t to sheriffe Caluert County to arrest &c: Ret. next Prouinciall Court, 8^o Septemb^r next.

Summons to id. sheriffe to warne Thomas Booth & Michael Higgins to testify in ditt 500^t Tob each. Ret. ut supra.

Summons to sheriffe S^t Maries County to warne D^r Luke Barber & Peter Mills to testify in caā inter Philip Caluert Esq³ & Thomas Stone att th^e next Prouinciall Court 8^o Septemb^r next, 500^t Tob each prout in writt.

Septemb^r 2^d Emma Turner th^e Relict of Thomas Turner Deceased, ððs writt aġst Cuthbert ffenwick gentⁿ as ffeoffee in Trust of th^e orphans of Jane ffenwick deceased accōn of Debt.

War^t to sheriffe Caluert County arrest &c: Ret. next Prouinciall Court to be holden 8^o Septemb^r next.

Emma Turner th^e Relict of Thomas Turner ððs writt aġst Cuthbert ffenwick gentⁿ accōn Debt.

[p. 39] War^t to sheriffe Caluert County to arrest &c: Ret. next Prouinciall Court, 8^o Septemb^r next ut supra

George Marshall ððs writt aġst Will^m Greene accōn Case.

War^t to sheriffe S^t Maries County to arrest &c: Ret. next Prouinciall Co^t 8^o Septemb^r next ut supra.

George Marshall dds writt agst Willm Greene accōn Case Liber B B

War^t to sheriffe S^t Marie's County to arrest &c: Ret next Prou:
Court 8^o Septemb^r next ut supra.

Anne Hammond Adm̄istratrix of th^e Estate of John Hammond
Deceased dds writt agst Elizabeth th^e Relict of Richard Willan De- Vid fol. 145
ceased Accōn Case.

War^t to sheriffe S^t Maries County to arrest &c. Ret. next Prouin-
ciall Court, ut supra.

Summons att th^e request of George Marshall to Eund sheriffe to
warne Marks Pheypo & James Hoosey to testify in caā supra, 800^t
Tob. &c:

Henry Spink & Ellinor his Wife dds writt agst D^r Luke Barber,
accōn Case Vppon Defamaōn.

War^t to sheriffe S^t Maries County to arrest &c: Ret next Prou:
Cou^t 8^o Septemb^r next ut supra.

Summone in ditt. caā Peter Mills, Henry Hyde & John Hierome
to testify sub. pēn 500^t Tob.

Vppon th^e complaynt of Henry Sewall Esq^s &c:

Writt to sheriffe Caluert County to apprehend John Whittingham,
& deliuer th^e s^d Whittingham to th^e s^d Henry Sewall his first master.

Writt to th^e sheriffe S^t Maries County to Attatch in th^e hands of
Willm alias Thomas Browne any th^e goods or debts &c: in his hands
or possesⁿ & belonging to Christopher Gould, itt being for his Port
Duties, due to th^e L^d Prop^r, amounting to Nine shillings ffowre pence Port Duties
sterl, as allso three hund^d & Twenty pownds of Tob & Cask to th^e 9^o 4^t
Secretary of this Prouince for ffees, according to act of Assembly Secr. ffees
here. 320^t Tob.

Cornelius Stenwick dds writt agst Rob^t Slye Adm̄istrato^r of th^e
Estate of Samuel Smith deceased, accōn Debt to th^e ualue of 6000^t [p. 40]
Tob.

War^t to th^e sheriffe s^t Maries County to arrest &c: Ret. next
Prouinciall Court, att s^t Maries, 8^o Septemb^r next.

Alexander Bryan dds writt agst M^r Rob^t Slye adm̄istrato^r of th^e
Estate of Samuel Smith Deceased Accōn Debt, to th^e ualue of 50^t
sterl.

War^t to sheriffe S^t Maries County to arrest &c: Ret. next Prouin-
ciall Court, 8^o Septemb^r next ut supra.

Liber B B Richard Bryan dds writt agst M^r Rob^t Slye Admistrato^r of th^e Estate of Samuel Smith Deceased Accōn Debt, to th^e ualue of 50^l sterl.

War^t to sheriffe S^t Maries County to arrest &c: Ret. next Prouin-
ciall Court, 8^o Septemb^r next ut supra.

Benjamin ffenn dds writt agst M^r Rob^t Slye Admistrato^r of th^e Estate of Samuel Smith Deceased Accōn Debt to th^e ualue of 700^l Tob.

War^t to th^e sheriffe of S^t Maries County to arrest &c: Ret. next
Prouiniall Court 8^o Septemb^r next, ut supra.

[Blank] Murwin dds writt agst Rob^t Slye Admistrato^r of the Estate of Samuel Smith Deceased, Accōn Debt, to th^e ualue of 16^l sterl.

War^t to th^e sheriffe of S^t Maries County to arrest &c: Ret. next
Prou: Cou^rt 8^o Septemb^r next ut supra.

Thomas Hall dds writt agst Rob^t Slye Admistrato^r of th^e Estate of Samuel Smith Deceased Accōn Debt, 700^l Tob & cask.

War^t to sheriffe S^t Maries County to arrest &c: Ret. next Prouin-
ciall Court, 8^o Septemb^r next ut supra.

Thomas
Mathews
Graunt or
Couen^t frō
M^r Hen:
Warrē S^t
Maries Hill

To all Cristian Poep^le before whom these p^rnts shall come or any way may Concerne, Know yee That I Henry Warren of S^t Inigoes in th^e County of S^t Maries Esq^r, for diuers good Causes & Consideraōns him thereunto moueing hath remised released, & for euer quitt claymed, And by these p^rnts for himselfe & his heyres doth fully clearely & absolutely remise release & for euer quitt claime unto Thomas Mathews of S^t Maries in th^e County of S^t Maries gentⁿ in his full & peaceable possession & Seazin & to his heyres & assignes for euer, all such right Estate, tytle, interest & demand w^tsoeu^r as hee th^e s^d Henry Warren had or ought to haue of in or to all th^t parcell of Land, goeing by th^e name of S^t Maries Hill ffreehold Contayning ffowre hund^d Acres more or lesse, Lying in s^t maries County, Together wth all & euery part & parcell thereof wth th^e ap-
purtenances thereunto belonging (Excepting the ffowrty Acres w^{ch} is about th^e Chappell) unto th^e s^d Thomas Mathews his heyres and assignes to th^e only use & behoofe of th^e s^d Thomas Mathewes his heyres & assignes for euer. To haue & to hould all th^e s^d ffreehold & euery part & parcell thereof wth th^e appurtenances thereunto belonging (except before what is excepted) unto th^e s^d Thomas Mathewes his heyres & assignes for euer, soe th^t neyther hee th^e s^d Henry Warren, nor his heyres nor any other p^rson or p^rsons from him or them, or in his or their names, or in th^e Right or stead of any

[p. 41]

of them shall or will by any way or meanes hereafter haue, claime, Liber B B
 challenge or demand any Estate right Tytle or interest of in or to th^e
 premises or any part or parcell thereof (excepting what is excepted)
 But from all & euery accōn, right, Estate, tytle, interest, & demand of
 in or to th^e premises or any part or parcell thereof, they & euery of
 them shall bee utterly excluded & barred for euer by these p^{nts}, And
 also th^e s^d Henry Warren & his heyres th^e s^d ffrehold & other th^e
 premises wth the appurtenances to th^e s^d Thomas Mathews his heyres
 & assignes to his or their owne proper use & uses in manner & forme
 as afores^d & specyfied agst th^e s^d Henry Warren his heyres & as-
 signes & euery of them shall warrant & for euer defend by these
 p^{nts}. In wittnes whereof Wee haue interchangeably sett our hands
 & Seales this ffifth day of Octob^r, In th^e year one thows^d six hund^d
 Sixty Two. Henry Warren seale

Signed in th^e p^{nce} of

Charles Caluert Henry Sewall.

To all Christian poeple before whom these p^{nts} shall come or any Thomas
Mathewes
his Couen^t
wth Charles
Caluert Esq
S^t Maries
Hill
 way Concerne, Know yee th^t I Charles Caluert of th^e County of
 S^t Maries Esq^z & Leiut^t Generall of th^e Prouince of Maryland, for
 diuerse good causes & consideraōns him thereunto moueing hath
 remised, released, & for euer quitt claymed, & by these p^{nts} for him-
 selfe & his heyres doth fully clearely & absolutely remise release &
 for euer quitt claime unto Thomas Mathewes of S^t Maries in th^e
 County of S^t Maries Gentⁿ in his full & peaceable possesⁿ & Seazin [p. 42]
 & to his heyres & assignes for euer all such right, estate, tytle, interest
 & demand whatsoeu^r as hee th^e s^d Charles Caluert had or ought to
 haue of in or to all th^t ffrehold of fflowre hund^d Acres more or lesse,
 Goeing by th^e name of S^t Maries Hill, Lying in S^t Maries County,
 Together wth all & euery part & parcell thereof wth th^e appurtānces
 thereunto belonging. To haue & to hold all th^e s^d ffrehold and euery
 part & parcell thereof wth th^e appurtānces thereunto belonging unto
 th^e s^d Thomas Mathewes his heyres & assignes to th^e only use & be-
 hoofe of th^e s^d Thomas Mathewes his heyres & assignes for euer,
 Soe th^t neyther th^e s^d Charles Caluert, nor his heyres, nor any other
 p^{son} or p^{sons} from him or them, or in his or their names, or in th^e
 right or steed of any of them shall or will by any way or meanes
 hereafter haue, claime, challenge or demand any Estate, right, tytle,
 or interest of in or to th^e premises or any part or parcell thereof, But
 from all & euery accōn, right, Estate, tytle, interest & demand of in
 or to th^e p^{mis}es, or any part or parcell thereof they & euery of them
 shall bee utterly excluded & barred for euer by these p^{nts}, And also
 th^e s^d Charles Caluert & his heyres th^e s^d ffrehold & other the p^{mis}es
 wth th^e appurtānces to th^e s^d Thomas Mathewes his heyres & as-
 signes, to his or their owne proper use & uses in manner & forme as
 afore specyfied agst th^e s^d Charles Caluert, his heyres & assignes &
 euery of them shall warrant & for euer defend by these p^{nts}. In

Liber B B wittnes whereof Wee haue hereunto sett our hands & Seales this
6th day of Octob^r 1662. Charles Caluert seale

In pⁿce of Henry Sewall Henry Warren.

Cecilius Absolute Lord & Prop^r of th^e Prouinces of Maryland & Aualon, Lord Baron of Baltemore &c: To John Nutthall Nicholas Gwyther & John Van Hack gentⁿ Greeting. Whereas Our Writt of Couen^t dependeth in Our Prouinciall Court Betweene Thomas Trueman gentⁿ & William Caluert Esq^o & Elizabeth his Wife of seauen hund^d Acres of Land in Caluert County called Buzards Iland & for a fine to bee thereof Leauyed betweene them before our Gouverno^r & Councell, in the s^d Court, according to th^e Law & Custome of this Prouince, And th^e s^d William Caluert & Elizabeth his Wife as wee are informed are soe weake th^t they are not able wthout greate danger of their Bodies trauaile to S^t Maries by th^e day containd in th^e s^d writt to make th^e acknowledgm^{ts} w^{ch} are fitt to bee made in th^t behalfe, Wee tendring th^e Estate of th^e s^d William & Elizabeth in this behalfe haue gyuen yo^w or any Two of yo^w power to take th^e acknowledgm^{ts} w^{ch} th^e s^d William & Elizabeth will make before yo^w or any Two of yo^w of the premises, And therefore Wee command yo^w that going in p^rson to th^e s^d William & Elizabeth yo^w take their s^d acknowledgm^{ts} & when yo^w shall haue taken them, yo^w certify th^e same distinctly & plainly to th^e s^d Gouverno^r & Councell under yo^r seales or any Two of yo^w, That then th^e s^d ffine betweene th^e s^d parties of th^e p^rmisses may bee Leauyed before th^e s^d Gouverno^r & Councell in th^e s^d Court, according to th^e Law & Custome of this Prouince, Sending to th^e s^d Court this writt. Wittnes Our Deare Brother Philip Caluert Esq^o Our Chancelo^r of Our s^d Prouince of Maryland this 21th August 1663. Philip Caluert

The Execution of this Comisⁿ appeares in a certaine Schedule hereunto annexed from Elizabeth Caluert the 22th of August 1663.

John Nutthall Seale

Nich: Gwyther Seale

Command William Caluert Esq^o & Elizabeth his Wife that iustly &c: they keepe wth Thomas Trueman gentⁿ the Couen^t &c: of seauen hund^d Acres of Land called Buzards Iland, Lying & being in Caluert County &c:

And th^e Agreem^t is such th^t th^e s^d Will^m Caluert & Elizabeth his wife haue acknowledged th^e fores^d seauen hund^d Acres of Land wth th^e appurtānces to bee th^e Right of th^e s^d Thomas Trueman as those w^{ch} th^e s^d Thomas hath of th^e gwi^ft of th^e s^d William and Elizabeth his wife, And th^e same they haue remised and quitt claymed from them & their heyres to th^e afores^d Thomas & his heyres for euer, And further th^e s^d Will^m & Elizabeth haue graunted for them & their heyres that they will warrant to th^e afores^d Thomas & his heyres th^e afores^d seauen hund^d Acres wth itt^s appurtānces agst them

th^e s^d William & Elizabeth & their heyres for euer. And for this Liber B B
 Recogniōn, Remission, Quitt Claime ffine and Concord the s^d. [p. 44]
 Thomas hath gyuen unto th^e s^d William & Elizabeth Six men
 Seruants.

Will^m Caluert Seale
 Eliz: Caluert Seale

Taken & acknowledged by Eliz: Caluert
 att S^t Michaelles Manno^r th^e 22th of August
 1663, before vs,

John Nutthall Nicholas Gwyther.

Taken & acknowledged this 27 of August
 1663 by Will^m Caluert Esq before me
 Charles Caluert

Cap^t John Norwood t̄ds writt aġst Anne Couell, accōn Case.

War^t to sheriffe Anarundell County to arrest &c: Ret. next Prou:
 Court 8^o Septemb^r next.

M^r Attorney Gräll t̄ds writt aġst Thomas Hamond, Samuel
 Allcock, & Will^m Davies in th^e behalfe of th^e R^t hon^{ble} th^e L^d Prop^r
 accōn Case.

War^t to sheriffe Anarundell County to arrest &c: Ret next Prou:
 Court 8 Septemb^r ut supra.

Writt Exiuit & signed by Rob^t Clarke Esq to arrest th^e Body of
 John Legatt minister, in an accōn of Complaynt for th^e Breach of
 an Act of Assembly here, 21 Aug. 1663

William Storke aged 39 yeares or thereabouts sworne this first
 day of May 1663, sayth uppon Oath.

That M^r ffrancis Dade comming out of England this last shipping
 in th^e Maryland Merchant, whereof is Master Cap^t Miles Cooke, &
 falling sick att Sea, In time of his sicknes hee called for this Depon^t,
 Desyring him to take notice, & beare in memory what his Last Will
 was, W^{ch} Will was only Verball or Nuncupatiue in these words
 (as neare as hee this Depon^t can remember, or to th^e uery same
 effect) Viz^t, That hee gaue all his whole Estate to his Wife And th^t
 his Wife should haue the Tuition of his Children till they come to
 age, And th^t shee should giue to his Children their seuerall portions,
 when as they should attaine to one & Twenty yeares of age, accord-
 ing to her discretion as shee should thinke fitt. After th^t M^r Dade
 had declared thus much this Depon^t called Cap^t Miles Cooke unto [p. 45]
 him, And then th^e s^d M^r Dade repeated the same words (or to th^t
 effect) ouer againe in both their hearings, & further this Deponent
 sayth not.

Will^m Storke.

Sworne before me William Bretton.

Liber B B Cap^t Miles Cooke sworne th^e same day sayth.

That M^r Storke called him to M^r Dade Lying sick, And that M^r Dade made his Nuncupative Will in th^e same words (or to th^e same effect) as is aboue sett downe in M^r Storks Oath, & further sayth not.

Miles Cooke.

Sworne before mee Will^m Bretton.

Thomas Notley merch^t dds writt agst ffrancis Bachelo^r accōn Debt to th^e ualew of 2000^t Tob & Cask.

War^t to sheriffe S^t Maries County to arrest &c: Ret. next Prouin-
ciall Court 8^o Septemb^r next.

Thomas Notley merch^t p^{lf}, &c: ffrancis Bachelo^r dēft.

The p^{lf} declares agst th^e dēft in an accōn of Debt for th^t whereas th^e s^d Bachelo^r in & uppon th^e 28th day of July last past did accept to pay unto th^e p^{lf} Two Thows^d pownds of Tob & Cask, w^{ch} was due & oweing from th^e dēft unto th^e p^{ffs} Attornat Robert Gowland, As by Bill bearing date th^e 20th day of January 1662 may appeare, And uppon demand of paym^t of th^e s^d Tob from th^e dēft by th^e p^{lf}, Hee thereuppon accepted to pay th^e same unto the p^{lf}, W^{ch} s^d summe of Tob. & cask afores^d th^e dēft doth neglect to pay unto th^e p^{lf}, Wherefore th^e p^{lf} Craueth Judgm^t of this hon^{ble} Court for th^e same & for his Costs of suite.

Henry Pennington recordeth his marke, (Viz^t) The Right eare swallow forced & a nick or small peice taken out of that eare, The Left eare ouer haled.

George Thompson Recordeth his Brand marke for horses, mares, & Cowes &c: (Viz^t) The fflower de Luce, burned

Josias ffindall Esq^r dds writt agst Anne Haggett Adm^{istrix} of Humphrey Haggett Accōn Debt to th^e ualue of 20^t sterl.

[p. 46] War^t to sheriffe Charles County to arrest &c: Ret. next Prouin-
ciall Court to bee holden att S^t Maries 8^o Septemb^r next

Luke Barber dds writt agst James Lindsey accōn Debt

War^t to sheriffe Charles County &c: Ret ut supra.

Two war^{ts} exiarant agst John Legatt minister for marying John Gee & Hen: Macdonall wthout Lycence &c:

Summons to sheriffe Charles County to warne Edmund Pinson to testify in caā Margery Battin agst M^r Rob^t Slye.

Luke Barber \ddot{t} ds writt agst James Lewis accōn Case.

Liber B B

War^t to sheriffe Charles County to arrest & Ret next Prouinciall Court ut supra.

M^{rs} Mary Bradnox \ddot{t} ds writt agst Richard Steeuans accōn Case.

War^t to sheriffe Kent County to arrest &c: Ret. ut supra.

Summons to sheriffe S^t Maries County to warne James Veitch to testify in caā Mathew Stone agst Joh Bogue.

Summons to sheriffe S^t Maries County to warne Will^m Brook & Henry Pennington to testify in caā W^m Greene & G. Marshall

Richard Preston \ddot{t} ds writt agst Gabriel Gouldin accōn trespassse.

War^t to sheriffe Caluert County to arrest &c: Ret. ut supra.

Att a Court held att S^t Maries on Tuesday 8^o Septemb^r 1663.

P ^{nt} Charles Caluert Esq ^r Gou ^r	} M ^r Jerome White
Philip Caluert Esq ^r Chancelo ^r	
Henry Sewall Esq ^r Secret ^r	
	} M ^r Baker Brooke

Richard Smith informes th^e Court th^t Cap^t Thomas Manning did marry Will^m Chaplin & Mary Richardson, wthout eyther Lycence or publicaōn made, sometime in August last, Contrary to Act of Assembly in th^t Case Prouiding.

Vppon certaine urging & pressing occasion The Court adiorned by th^e Gou^r till to morrow morning 8 a Clock.

Wednesday 9^o Septemb^r 1663.

All p^{nt} as yesterday & } M^r Rob^t Clarke
 } M^r John Bateman.

To all Christian Poeple, To whom these p^{nts} shall come or any [p. 47]
 way may concerne, Know yee th^t Mathew Stone of Caluert County in th^e Prouince of Maryland Gentⁿ, ffor a ualuable Consideraōn already receaued, wherewth he rests himselfe well contented & payd haue remised, released, and for euer quitt claymed, And doth hereby for himselfe & his heyres fully clearely & absolutely remise, release, & for euer quitt Claime unto Richard Hall in his full & peaceable possesⁿ & Seazin, & to his heyres & assignes for euer all such Right, Tytle, Interest & demand whatsoeu^r as hee th^e s^d Mathew Stone had or ought to haue of in or to That Parcell of Land (by uertue of his L^{ps} Pattent or Graunt) Being an Island, & Lying in Patux^t Riuer

Liber B B about Three miles about S^t Leonards Creeke, & Called th^e Iland, Contayning ffifty Acres by Suruey more or lesse, Wth all & Euery part & parcell thereof wth th^e appurtāces thereto belonging. To haue & to hold th^e same unto him th^e s^d Richard Hall his heyres & assignes for euer, Yeilding & paying yearely according as is specified in th^e s^d Graunt one shilling in money sterl to th^e L^d Prop^r & his heyres, Soe th^t neyther hee th^e s^d Mathew Stone, nor his heyres, nor any by from or under him or them shall or may haue or challenge any Right or Tytle in or to th^e s^d Iland, or any part or parcell thereof: But shall bee hereby excluded & barred by uertue of these p^rnts for euer. In wittnes whereof th^e s^d Mathew Stone hath hereunto putt his hand & Seale this Eighth day of Septemb^r 1663.

Signed & Sealed in th^e p^rnc of Mathew Sazin Seale
John Harwood John Metcalfe.

This Day came Mathew Stone & acknowledgeth Deliuery & Seazin of th^e afore specified Land being an Iland unto Richard Hall & his heyres & assignes in open Court

Will^m Bretton/

Know all men by these p^rnts th^t I Robert King mariner of London doe appoynt & ordaine my louing & trusty ffreind M^r Nicholas [p. 48] Gwyther of th^e Prouince of Maryland my true & lawfull Attorney for mee & in my name for mee & in my name to demand sue for, recouer and receaue all & Euery Debt or sumes of Tob. unto mee due. And doe also giue unto my s^d Attorney my whole power & authority upon th^e receipt of any such Debts to giue acquittances or discharges for mee & in my name, as lawfully done by mee & for my use, as wittnes my hand this 28th day of Aprill 1663 Robert R King
Wittnes Edward Pearce Edward Attwood. his marke.

Rob^t King p^r }
Attor: Ni: Gwyth } p^rf } The p^rf demandeth of th^e dēft according
Vid. Lib 1662 fol. 1176 Will^m Greene dēft } to Order last Prouinciall Court 1900^t &
Vid. infra fol. 57 & fol. 114 dēfts Wife then alleaging th^t shee had a discharge for th^t Debt, & thereuppon brought th^e same now, & shewed it in Court, W^{ch} s^d discharge was scrupled by th^e Board th^e p^rf alleaging th^t th^e same was forged by her as hee is able to proue.

George Marshall sayth uppon oath th^t a Seruant Boy of Elizabeth Greenes did acknowledge to him th^t hee writt th^e Receipt or discharge now produced in Court, & told this Depon^t further th^t it would stand in noe force, And th^t shee caused him to write it.

Will^m Ashbishton sayth uppon oath that comparing this writing or Receipt wth other th^e Boys writings, hee really belieues this to bee th^e Boys owne writing.

William Brooke in ditt. sayth uppon Oath th^t th^e Boy being taxed Liber B B
by him, whither this Receipt was his writing or not, hee told him th^t
hee could not deny it.

War^t to sheriffe S^t Maries County to fetch th^e Boy.

To th^e hon^{ble} th^e Gou^r & Councell th^e Petⁿ of Rob^t Slye Attorney of
Will^m Clements, Adm^{istrato}r to Samuel Smith Deceased, Humbly
Sheweth

That whereas Cap^t Will^m Battin contracted a Debt wth Will^m
Clements to th^e ualue of Two Thows^d pounds of Tob & Cask, &
Eight hund^d pounds thereof yett unsatisfyed, was assigned by th^e
s^d Will^m Clements to Samuel Smith, yo^r Pet^r as adm^{istrato}r to th^e
s^d Smith humbly Craues order agst M^{rs} Margery Battin Adm^{istrix} to
her Deceased husband for th^e s^d Debt & hee shall as in duty bound
Pray.

Will ^m Clement p ^r Att: Robert Slye p ^{ff} Margery Battin dēft p ^r Attor: Tho: Lomax	}	The dēft produceth a l ^{re} of Attorney from M ^{rs} Battin to Cap ^t . ffendall & an- other from Cap ^t ffendall to himselfe, au- thorizing him his Attorney, & both re- corded in Charles County, And soe attested by th ^t Clerk, And there- uppon Confesseth Judgm ^t to th ^e p ^{ff} according to his demand, for [p. 49] Eight hund ^d pounds of Tob.
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M ^r Attorney Gräll p ^{ff} Robert Macklin dēft	}	Whereas Rob ^t Macklin att th ^e last Prouin- ciall Court was bound ouer to this Court to answere what should bee Layd to his charge uppon Suspition of Theft, And Thomas Sweetlad who was charged to giue euidence ag st th ^e s ^d Macklin being since drowned, & noe one appearing to declare ag st him, The dēft is dismissed w ^{thout} day.
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To the hon^{ble} th^e Gouverno^r & Councell of th^e Prouince of Maryland.

The humble Petⁿ of Margery Battin Adm^{istrix} to her late de-
ceased husband Cap^t. Will^m Battin, Sheweth

That M^r Samuel Smith Deceased stands indebted by Bill unto
yo^r Pet^{rs} late Deceased husband 300^t Tob & Cask for w^{ch} yo^r Pet^r
humbly craues yo^r hon^{rs} to graunt her order agst M^r Rob^t Slye th^e
adm^{istrato}r of th^e s^d M^r Smith for th^e s^d Debt, & shee shall as in
duty bownd pray &c:

Margery Battin p ^{ff} M ^r Rob ^t Slye dēft	}	The p ^{ff} demands as in her Pet ⁿ Three hund ^d pounds of Tob & Cask, & th ^e dēft confesseth Judgment for the same.
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Liber B B To the hon^{ble} th^e Gou^r & Councell for th^e Prouince of Maryland.

The humble Petⁿ of Josias ffendall & Rob^t Hundley Adm^{istrato}^{rs} to th^e Estate of Christopher Russell Deceased, Sw^{eth}

That whereas Samuel Smith Deceased stands indebted to th^e s^d Christopher Russell th^e summe of ffourteene hund^d Pounds of Porke Yo^r Pet^{rs} therefore humbly craues yo^r hon^{rs} to grant them order agst M^r Rob^t Slye Adm^{istrato}^r of th^e s^d Smiths Estate & they shall as in duty bownd pray &c:

Josias ffendall	} The p ^{ffs} sue as in their Pet ⁿ for 1400 ^l of Porke, And th ^e d ^{eft} confesseth Judgm ^t for soe much to th ^e p ^{ff} .
Rob ^t Hundley	
p ^{ffs}	
Rob ^t Slye d ^{eft}	

Thomas Nottley p^{ff}. } The p^{ff} Declares agst th^e d^{eft} in an acc^{on}
Will^m Price undertaker } of Debt & demandeth th^t th^e d^{eft} doe
for Hannah Lee d^{eft} } forthwth pay unto th^e p^{ff} th^e iust quan^{ty}
of Twelue Thows^d Two hund^d Twenty & Two p^{ownds} of Tob &
Cask according to th^e tenor of one obliga^{on} bearing date th^e 14th
day of March 1661 whereby th^e d^{eft} together wth Christopher Rus-
sell now Deceased became Jo^{yntly} & seuerally bownd as undertakers
in th^e behalfe of th^e afores^d Hannah Lee to p^rforme th^e same. And
[p. 50] although th^e d^{eft} hath bene often time requyred & intreated to dis-
charge th^e s^d obliga^{on}, yett hee still hath, & yett doth refuse to sat-
isfy th^e same, Wherefore th^e p^{ff} prayeth Judgm^t of this hon^{ble} Court
agst th^e d^{eft} for th^e s^d Debt & for costs of suite. Hannah Lee th^e
Employer of Will^m Price d^{eft} acknowledgeth th^e ballance of th^e p^{ffs}
account, being Three Thows^d seauen hund^d thirty & fowre p^{ownds} of
Tob & cask. Ordered th^t th^e p^{ff} recouer accordingly.

Thomas Lomax the Attorney of M^{rs} Margery Battin Came this
Vid fol. 49 day & acknowledgeth in open Court th^t hee hath receaued of M^r
Rob^t Slye th^e Adm^{istrato}^r of Samuel Smith Three hund^d p^{ownds} of
Tob. & Cask, according to an Order of Court this day had & obteyned
for soe much.

Robert Slye th^e Adm^{istrato}^r of Samuel Smith came this day &
acknowledgeth in open Court to haue receaued full satisfaction from
M^{rs} Margery Battin Adm^{istrix} of her husband W^m Battin De-
ceased Six Thows^d ffiue hund^d p^{ownds} of Tob, due to th^e Estate of
th^e s^d Samuel Smith, according to an order of th^e Prouinciall Court
passed in Octob^r last.

Thomas Lomax the Attorney of M^{rs} Margery Battin came also
this day & acknowledgeth in open Court to haue receaued of M^r
Rob^t Slye th^e Adm^{istrato}^r of th^e Estate of Samuel Smith full Satis-

faction for Two mares & a Colt & Two hund^d pownds of Tob, due to Liber B B
th^e s^d Margery Battin as Adm̃istratrix to her husband Will^m Battin
Deceased, according to an Order had and obteyned last Prouinciall
Court for soe much.

George Marshall p^{tf} } The p^{tf} being thrice called & not appearing,
William Greene dēft } Is thereuppon nonsuited.

Robert Kedger p^{tf} } The p^{tf} being called & not appearing, is
Richard Hackworth dēft } thereuppon nonsuited.

James Jolley p^{tf} } The p^{tf} being thrice called & not appearing, is
John Abington dēft } allsoe nonsuited.

Mathew Stone p^{tf} } Retracted.
John Bogue dēft }

Know all men by these p^rnts th^t I James Neale Esq^r haue made
ordayned constituted deputed & appoynted, & doe by these p^rnts make
ordayne constitute depute & appoynt my louing ffreind ffrancis Jack-
son gentⁿ to bee my true Lawfull & certaine Attorney, for mee & in
my name steed & place to ask demand Leauy recouer & receaue all
such su^me or summes of money or Tob as are due to mee from any [p. 51]
p^rson or p^rsons whatsoeu^r, whither inhabiting in this Prouince or
ells where, Gyuing & by these p^rnts graunting unto my s^d Attorney
full power & authority to sue arrest condempne imprisone or impleade
all or any of my s^d Debtors, & out of prison againe to release & sett
ffree: & to make seale & signe acquittance or acquittances, or any
other lawfull discharge, Ratifying confirming affirming & allowing
of any lawfull act or thing my s^d Attorney shall doe in or about th^e
p^rmisses, as if I my selfe were there & did th^e same. In wittness
whereof I haue hereto putt my hand & Seale this 22th day of August
1663.

James Neale Seale

Sealed & signed in th^e p^rnce of Vs,
James Neale Direck Timisse
Henry Neale

To the hon^{ble} the Gou^r & Councell of State in Maryland

The humble Petⁿ of Cap^t. James Neale Sheweth.

That Cap^t Miles Cooke did goe aboard th^e ship S^t George of Bain-
try, & tooke away out of th^e s^d ship a Chest full of goods, & seuerall
other goods as yo^r Pet^r can make appeare, & hauing demanded satis-
faction of th^e s^d Cooke as yett hee can gett noe remedy therein.

The premises considered yo^r Pet^r humbly Craueth order of this
Court th^t th^e s^d Miles Cooke may restore th^e s^d goods, or th^e full
ualue thereof wth th^e Court charges, & yo^r Pet^r shall euer pray &c:

James Neale.

Liber B B George Thompson aged 25 yeares or thereabouts sworne & Examined in open Court, Sayth uppon Oath, That hee was commanded by th^e then Gouverno^r Josias ffendall to permitt noe p^rson or p^rsons whosev^r eyther in Boate or Canow uppon any tearmes to come on board th^e S^t George unlesse by speciall war^t from him or th^e Secretary under their hands they be authorized soe to doe, And th^t hee further requyred mee th^t if such p^rson or p^rsons, not soe authorized as afores^d shall presume (after notice by mee gyuen to keepe of) to continew their Resoluōns to come on board, that then I should use my utmost endeauro^r by force of Armes to keepe them from on board th^e s^d ship, as will appeare by Commisⁿ to me & Henry Heylin graunted bearing date th^e 5th of June Año 1659, Whereuppon I th^e s^d Thompson demanded of th^e then Gouverno^r & Secretary whither I should debarre Miles Cooke then Viz or Reare admirall of Maryland to come on board wthout being lycensed as afores^d & both of them replied th^t I should not debarre him, but all other p^rsons, And further doe declare th^t th^e s^d Cooke did come aboard, & out of th^e

[p. 52] Rownd howse w^{ch} hee formerly had nayled up (w^{ch} neyther th^e Gouverno^r nor secretary uppon their right thereof caused to bee broken up, nor did breake open) tooke a locked Chest, & what was therein is unknowne to mee & euer was. Whereuppon I th^e s^d Thompson Commanded th^e men then left under my Command to handle their Armes & oppose th^e s^d Cooke & his men in their intentions, W^{ch} command they would not obey, but were more ready to assist th^e s^d Cooke & his men agst mee th^e s^d Thompson the then Commander & Guarder of the s^d ship. All w^{ch} I th^e s^d Thompson did declare unto the then Gouverno^r & Secretary as soone as I saw them on Board after it hapned. All w^{ch} I doe hereby declare to bee the truth, according to th^e best of my Remembrance wth out feare, fauo^r, or affection of any p^rson or p^rsons whatsoever. As wittnes my hand

Jurat in Curiā Will^m Bretton.

George Thompson

Coth George Waters p^{lf} } The p^{lf} by his Attorney James Neale, sueth
 Cap^t Miles Cooke dēft } as in his Petⁿ. Ordered th^t this Cause bee
 respited till th^e next Prouinciall Court after Cap^t Cookes arryual
 in this Prouince

Cap^t Thomas Cornwalyes p^{lf} } Writt Ret. Non Est inuentus.
 Coth Nathaniel Vtye dēft }

To the hon^{ble} the Gouverno^r & Councell of State in Maryland.

The humble Petⁿ of Cap^t James Neale Sheweth

Whereas Hugh Lee deceased did owne unto Dauid Abercrombee deceased whose ad^mistrato^r yo^r Pet^r is th^e sume of Eight hund^d pownd weight of Tob & cask, Yo^r Pet^r humbly craueth order of this

Court th^t Hannah Lee admīstratrix to her s^d Deceased husband may Liber B B pay th^e s^d Tob, wth Charges of Court. And yo^r Pet^r shall pray &c:

James Neale p^{lf} } The dēft denyeth all what th^e p^{lf} alleageth in his
Hannah Lee dēft } Petⁿ, And therefore prayeth th^t th^e p^{lf} proue
his demand. The p^{lf} not hauing Bill for his s^d Debt from th^e De-
ceased, nor th^e Admīstratrix, The dēft Craueth th^e Benefitt of th^t
Act for paym^t of Debts uppon Dead mens Estates, wthout Bond or
Specialty. Thereuppon Ordered th^t th^e p^{lf} bee Nonsuited.

To the hon^{ble} the Gour^r & Councill of this Prouince.

[p. 53]

The humble Petⁿ of Rich: Collett sheweth

That whereas yo^r Pet^r is authorized & impowred by uertue of a
līfe of Attorney grāll to receaue what Debts can be made appeare due
unto M^r Raymond Staplefort merch^t & whereas by Bill John Tucker
stands indebted unto th^e s^d Staplefort in th^e full & iust summe of
Three Thows^d one hund^d seenty & Two pownds of Tob & cask due
uppon all demands, The w^{ch} notwthstanding yo^r Pet^r hath demanded
yett noe Tobacco hath receaued, Wherefore yo^r Pet^r most humbly
Craueth order for th^e s^d Debt wth Court charges & costs of suite &
yo^r Pet^r shall euer pray &c:

Bee it knowne unto all men by these p^rnts th^t I Raymond Staple-
fort of Maryland merch^t haue made assigned, ordayned authorized,
deputed & appoynted, & in my place by these p^rnts haue putt my
ffreind M^r Richard Collett of Maryland Sheriffe my true & lawfull
Attorney, for mee & in my name & steed, & to my use to aske, Leauy
& demand all such quan^{ties} of Tob as are due & owing unto mee th^e
s^d Raymond Staplefort, eyther by Bill, bond or accompt, or by any
other way or meanes whatsoeu^r, Gyuing unto my s^d Attorney athor-
ity to pleade, arrest, attatch & imprisone or cause to condemne & out
of prison to release, Likewise to deliuer l^res of acquittance & other
discharges, in my name to finish & conclude all Lawfull & reasonable
Act or Acts whatsoeu^r as to him my s^d Attorney shall seeme ex-
pedient or effectuall as if I were p^rsonally p^rnt. In wittnes whereof
I haue hereto sett my hand & Seale this Twenty Seuenth day of May
in th^e yeare of Our Lord One Thows^d six hund^d sixty Three

Wittnes p^rnt

Raymond Staplefort Seale

Josamus Dixfus Joseph Winslow.

Raymond Staplefort p^{lf} } The Attorney produceth th^e dēfts Bill,
John Tucker dēft } for 3172^t Tob & cask, in open Court. The
dēft alleageth & sayth that hee neuer receaued of M^r Staplefort th^e
full Consideraōn for what th^t Bill was passed, & bringeth negatiue
depos^{ns} to proue th^e same. The p^{lf} urgeth for his Bill, And th^e dēft
confesseth that is his owne Bill, & signed by himselve

Vid. fol. 113
& 114.

[p. 54]

Liber B B Ordered th^t th^e p^lf Recouer, And th^t th^e dēft pay unto th^e p^lf
Three Thows^d One hund^d seaenty Two pownds of Tob & Cask
according to his s^d Bill.

Thomas Winne p^lf } Neyther appearing, Dismissed.
Vincent Attchison dēft }

Know all men by these p^rnts th^t I ffrancis Bachelo^r of Charles
County in th^e Prouince of Maryland doe bind my selfe my heyres
Admīstrato^{rs} & assignes unto Thomas Simpson of S^t Maries County
& Prouince afores^d his heyres admīstrato^{rs} & assignes in th^e full su^me
of One hund^d pownds Sterl. of Lawfull money of Engl^d to bee payd
th^e s^d Thomas Simpson his heyres or assignes upon th^e non p^rform-
ance of this following Condi^cōn as wittnes my hand the twentieth day
of Octob^r 1662.

The Condi^cōn of this Obliga^on is such th^t whereas th^e s^d ffrancis
Bachelo^r standeth indebted unto Thomas Simpson in the su^me of
ffifty pownds sterl. of Lawfull money of Engl^d to bee payd th^e s^d
Simpson his heyres or assignes by Bills of Exchange att London,
And th^e s^d Bills to bee payd wthin Seauen dayes sight after th^e Re-
ceipt thereof, & doth promise to deliuer to th^e s^d Simpson these Bills
of Exchange att or upon th^e twenty fīue day of ffebruary next after
th^e date hereof, And th^e s^d Bachelo^r shall tender him such Bills as
th^e s^d Simpson shall like of, And upon Deliuery of those Bills this
Bond to bee deliuered in to th^e s^d Bachelo^r or his heyres & assignes,
& to bee null & uoyd & of none effect, or ells to stand in full force &
uertue, as wittnes my hand & Seale ffran: Bachelo^r Seale

Test Zachary Wade

Humph: Haggett John Lewger.

Thomas Simpson p^lf } The p^lf declareth a^gst th^e dēft in an accōn
ffrancis Bachelo^r dēft } of Debt, & demandeth th^t th^e dēft pay unto
th^e p^lf th^e full su^me of One hund^d pownds sterl. of Lawfull money
of England due & oweing to th^e p^lf from th^e dēft, as may appeare by
one obliga^on under th^e dēfts hand & Seale Bearing date th^e 20th day
of Octob^r 1662, may (Rela^on being thereunto had) more fully ap-
peare. The w^{ch} became due unto th^e p^lf from th^e dēft upon none
[p. 55] p^rformance of th^e Condi^cōn of th^e aboues^d obliga^on, The w^{ch} the
p^lf hath often demanded of th^e dēft to p^rforme, But hee utterly neg-
lected & refused th^e same to doe, wherefore th^e p^lf prayeth Judgm^t
a^gst th^e dēft from this hon^{ble} Court for th^e s^d one hund^d pownds
sterl. & for Costs of suite.

To w^{ch} the dēft sayeth, That that Bond is his owne hand writing,
But not his Act & Deed, Alleaging wthall th^t although hee signed
th^t Bond, yett th^t Bond was not deliuered by him to th^e p^lf as his
Act & Deed.

Zachery Wade gentⁿ, one of th^e wittnesses, deposed sayth, That Liber B B
hee wittnessed this Bond, And to th^e best of his Remembrance th^e
dēft signed it in his presence.

John Lewger gentⁿ Deposed sayth the same, And further th^t dēft
signed this Bond, & Sealed it also in his pⁿce, And moreou^r told
him this Depon^t th^t it was for th^e use of Thomas Simpson.

The Judgm^t of th^e Board is, The Bond forfeited.

To the hon^{ble} the Gou^r & Councell of Maryland.

The humble Petⁿ of Anne Hammond the Admⁿistratrix of John
Hammond.

Sheweth That James Veitch is indebted unto yo^r Pet^r th^e sūme
of 2000^t of Tob & cask, for a woman seru^t bought by th^e s^d Veitch
of yo^r Pet^{rs} Deceased husband, Wherefore shee humbly Craueth
order of this hon^{ble} Court for th^e s^d 2000^t Tob & Costs of suite, And
shee shall pray &c:

Anne Hamond p^{tf} } The p^{tf} sueth as in her Petⁿ for 2000^t Tob, the
James Veitch dēft } price of a woman Seru^t. The dēft owneth th^t
hee had a woman seru^t of John Hammond a little before his decease,
But sayth th^t hee hath allready payd for her, & produced an acc^t in
Court intending thereby, if not to ballance, att least to cutt or stop
most part of th^e p^{tf}s demand, W^{ch} acc^t not being admitted the dēft
then further alleageth th^t hee hath Bills of th^e P^{tf}s, w^{ch} hee hath not
now by him, whereby to satisfy th^t demand, And thereuppon Craues
Respite till next Prouinciall Court, w^{ch} was graunted by th^e Board.

Leiu^t Coth John Jarbo, att th^e instance of th^e p^{tf} sayth uppon Oath
That on the 14th day of ffeb. last past, James Veitch bought a mayd
Seru^t of M^r Hammond, And hee th^e s^d Veitch promised th^e s^d Ham-
mond goods att Patux^t, And desyred him to make hast & come
whilst goods were to bee gotten, And this Depon^t understood that
those goods soe promised to bee deliuered were towards the paym^t
for th^t mayd seru^t.

Will^m Boreman p^{tf} } None appearing th^e Cause dismissed. [p. 56]
Vincent Atchison dēft }

Elizabeth Bedlow p^{tf} } Dismissed.
Walter Waterlin dēft }

Will^m Boreman p^{tf} } Dismissed.
Tho: Gerard Esq^r dēft }

To the hon^{ble} the Gou^r & Councell of Maryland.

The humble Petⁿ of George Marshall Sheweth

Liber B B That whereas Will^m Greene hath had a Seruant of yo^r Pet^{rs} for two yeares past, working in a Crop of Corne & Tob, During w^{ch} time hath noe accompt for his s^d seru^t from th^e s^d Will^m Greene, Yo^r Pet^r therefore humbly desyreth th^t yo^r s^d Pet^r may haue satisfaction for his s^d seruants labour for th^e s^d two yeares or a true accompt thereof from th^e s^d W^m Greene. And yo^r Pet^r shall pray &c:

George Marshall p^{ff} } The dēft denyeth th^t hee eyther had or now
Will^m Greene dēft } hath any such Seru^t of th^e p^{ffs}, as is alleaged
by th^e p^{ff} in his Petⁿ, And therefore desyreth th^t hee may proue the same.

Anthony Welch (the seruant now question) being demanded of th^e Court where hee lyued, Sayth That hee lyued euer since hee was assigned ouer by Roger Isham wth his Dame Potter.

Will^m Brooke Sworne in ditt: sayth That according to a Condiçon (w^{ch} hee now sheweth in open Court) Anthony Welch was to haue a share of th^e Crop in Año 1661.

Marks Pheypo sayth that in Año 1661 Ten Thows^d pownds of Tob & thirty Barrells of Corne & upwards was made of th^e Crop that yeare.

Vid. order. James Hoosey sayth th^t hee heard Will^m Greene say th^t hee made
Infra III. soe much, But knoweth noe further.
Retracted.

The Court Adiorned for two howres.

The Court mett againe, All p^{nt} as afore.

To th^e hon^{ble} the Leiut Gräll & Councell of Maryland.

The humble Petⁿ of Luke Barber Sheweth.

That there is a Bill of One Thows^d pownds of Tob, Whereby James Lindsey is indebted to yo^r Pet^r wth a Receipt on th^e back side thereof a part payd, And yett yo^r Pet^r neuer Receiued pownd, nor could euer yett gett an accompt of it. The premises considered yo^r Pet^r humbly prayes th^t th^e s^d James Lindsey may bee ordered to pay th^e full summe of One Thows^d pownds of Tob, or make appeare how & to whom hee hath pay^d any part for yo^r Pet^{rs} use, And soe ordered th^t hee satisfy th^e Remainder. And yo^r Pet^r shall pray &c:

[p. 57] D^r Luke Barber p^{ff} } The dēft denyeth not his Bill, But sayth th^t
James Lindsey Dēft } hee hath payd one hogshead of Tob. towards it.

John Lumbrozo sayth uppon Oath That hee demanded this Bill of M^r James Lindsey & M^r Lindsey told him th^t hee had allready payd one hogshead of Tob. uppon that Bill to James Lewis, who had power from D^r Barber to receiue it, And th^t it was endorsed on the Back side of th^e Bill what th^e s^d Lewis receaued from him.

And the Bill being produced, Endorsed thus.

Rec^d in part of this Bill Three hund^d ninety five pownds of Tob Liber B B
& Cask. I say Rec^d by mee this first march 1662 p^r me

The marke of
James **IL** Lewis

Ordered that th^e Dēft satisfy & pay to th^e p^lf six hund^d and five Vid fol. 228
pownds of Tob & Cask, the Remainder of th^e s^d Bill.

Elizabeth Greene her seruant Boy (named Richard Joanes) being
called, who was sent for to th^e Court, acknowledgeth that hee writt that discharge produced by his mistresse, And that his mistresse dictated unto him what hee should write, And that none of those named there as wittnesses, nor any other p^rson were present, saue only his mistresse and himselfe, when shee caused him to write th^e same. Vid. supra fol. 48. & infra fol. 114.

Ordered by th^e Board th^t this busines bee put to a Jury.

War^t to th^e sheriffe to impanell a Jury of 12 men forthwth.

Sheriffe Ret. his warr^t & warned 13 (Viz^t)

fforeman


Thomas Notley	Thomas Bennett	W ^m Lawrence
W ^m Caluert Esq ^r	ffrancis Mogge	John Lumbrozo
John Abington	Henry Hide	Tho: Lomax
Will ^m Hatton	Tho: Wentworth	Peter Mills
Thomas Dent		

The Receipt produced by Elizabeth Greene is as followeth, And shee further sayth, th^t shee fownd this Reciept amongst her husband Potters papers, as M^r John Metcalfe is able to testify. And M^r John Metcalfe being thereuppon called Declareth in open Court th^t hee neuer saw that Paper amongst her husbands writings, as is alleaged, in all his life.

Received the 3 of March 1659

Bee it knowne unto all men by these p^rnts th^t I Teagar Winn haue receaued of Henry Potter ffowre hogsheads of Tob, weighing neate 1-6-9-2 & 3 fitches of Bacon w^{ch} came to 2 hund^d 30-9, w^{ch} I receiued as an Attorney of Robert Kings for his use, in full satisfaction for a mayd seruant w^{ch} the wife of Henry Potter past her Bill, the Bill being taken by th^e Duncarke. The summe of th^e s^d Bill 1-9-3-1. [p. 88]

Henry Linton Daniel Spencer Teagar Win X his marke.

Heniry Dosen  his marke.

Jury Returnes their Verdict Endorsed on th^e s^d Acquittance (Viz^t)
The Jury finds th^t th^e discharge written on the other side is insufficient & noe acquittance in th^e Case. Thomas Notley.

Whereuppon It is ordered by th^e Board that the dēft pay & satisfy unto th^e p^lf th^e Tobacco Demanded being ninteene hund^d pownds of Tob. & Cask, Together wth all Costs & Daiñages. Vid Lib. 1662, fol. 1176. Vid fol. 216.

Liber B B To the hon^{ble} the Governo^r & Councell of Maryland.

The humble Petⁿ of Will^m Whittle Sheweth.

That whereas one John Horne att a Court held att New Towne the 25th Octob^r 1659, against yo^r Pet^r who marryed wth th^e Admⁱstratrix of one Thomas Williams in Virginia obtayned an order for 645^l Tob & Cask wth forbearance & Costs of suite Conditionally th^t yo^r Pet^r should produce a Quietus Est, by th^e Last of Decemb^r then following, uppon th^e s^d Estate, or else to pay th^e afores^d Tob, W^{ch} yo^r Pet^r endeauoured to doe, But by reason of th^e Crosnes of winds & weather could not p^rforme wthin th^e time limited by th^e afores^d order of Court, ffor w^{ch} reason yo^r Pet^r was constrayned to pay th^e afores^d Tob, though th^e Admⁱstratrix of th^e s^d Williams had order by a Court of Virginia for her Quietus est long before. Wherefore yo^r Pet^r Craues releife agst th^e s^d Horne & humbly Craues th^t yo^r hon^{rs} would graunt him order th^t th^e s^d Horne shall repay back th^e Tob to yo^r Pet^r wth Costs of suite And hee shall pray &c:

Att a Court held att New Towne for th^e County of St Maries
the 25th of Octob^r 1659

P^{nt} Philip Caluert Esq^z Secret^r

M ^r Rob ^t Slye	} M ^r Rich: Willan	} Comis ^{rs}	
Co ^{tt} W ^m Euans			} M ^r Tho: Mathews
M ^r W ^m Barton			

To th^e wor^t th^e Commis^{rs} of th^e County of St Maries.

The humble Petⁿ of John Horne Sheweth.

[p. 89] That whereas th^e Estate of Thomas Williams is indebted to your Pet^r th^e s^ume of 645^l of Tob & Cask, as by Bill appeareth, And whereas Will^m Whittle of New Towne hath lately marryed th^e Relict & former Wife of Thomas Williams afores^d, & is now possest of th^e s^d Williams Estate, Yo^r Pet^r humbly Craueth order for th^e s^d Debt from th^e s^d Whittle wth 144^l Tob Charges for forbearance & Cost, & yo^r Pet^r shall pray &c:

Vppon w^{ch} Petⁿ The Court doth order th^t Will^m Whittle who marryed th^e Relict, Widow of Thomas Williams, Produce a Quietus est uppon th^e estate of th^e s^d Thomas Williams by th^e last of Decemb^r next, or pay unto th^e p^{lf} six hund^d fowrty fiewe pownds of Tob. & Cask wth forbearance & Court Charges, else exec^uon.

Know all men by these p^{nts} th^t I John Edmondson haue ordayned in my stead & place putt & constituted my honest ffreind Rich: Collett to bee my true & lawfull Attorney for mee & in my name & for my use to aske & sue to receaue of all & euery p^rson or p^rsons whatsoeu^r all summes & debts of Tob. w^{ch} are or shall bee due unto mee John Edmondson, or any other w^{ch} hath employed mee, Gyuing unto my s^d Attorney by these p^{nts} my full & whole power & authority in & about th^e premises, & for such Debts or s^umes of Tob as afores^d to

giue acquittances or a Discharge for my use, or in my name, And to Act in th^e Law, whatsoeu^r shall bee needfull or necessary about th^e premises for th^e Recouery of any such Debts as shall bee due unto th^e afores^d Edmondson, or his Intrust, & in my name to exequite & p^rforme as fully as if I my selfe were p^rsent, Ratifying & allowing & holding firme & stable whatsoeu^r my s^d Attorney shall Lawfully doe, or cause to be done in or about th^e Exequiōn of th^e same by uertue of these p^rsents. In wittnes hereof I haue sett my hand this 4th day of the month called August 1663. John Edmondson

Testis ffrancis Riggs.

Will ^m Whittle pff	} The pff Declareth & sueth prout in Pet ⁿ , And further produceth Two orders of Court in Virginia, (Viz ^t) Año 1655, & Año 1656
John Edmondson {dēft	
Att: John Horne {	

Att a Court held for Nansamond the 14th January 1655

P ^{nt} Cap ^t Thomas Godwin	} M ^r Peter Mountague } Commis ^{rs} } M ^r Thomas ffrancis } M ^r Rob ^t Lawrence
M ^r Thomas Daus	
M ^r Rob ^t Lawrence	

Whereas Thomas Williams Deceased is indebted unto John Horne merch^t p^r Bill dated th^e 2^d of Aprill 1654 the sūme of six hund^d ffowrty fiue pownds of Tob. & Cask, It is ordered th^t th^e s^d debt shall be satisfied out of th^e Estate of th^e s^d Williams

Vera Copia test John Learch
Cle: Cur.

Att a Court held for Nansemond 10th June 1656. [p. 90]

P ^{nt} Co ^{tt} Thomas Dewe Esq	} M ^r W ^m Denson } Co ^m is ^{rs} } M ^r Tho: ffrancis
Cap ^t Tho: Godwin	
Cap ^t Lawrence	

Whereas Susanna Williams th^e Relict & Admⁿistratrix of the Estate of her husband Tho: Williams Deceased, hath exhibited an account to this Court, wth discharges for th^e same That shee hath payd more then the Estate mentioned, Therefore the Court hath thought fitt, & ordered th^t shee shall haue Order graunted her for Quietus est, Excepting th^e order w^{ch} was graunted to Rich: Bennett Esq^g agst th^e s^d Estate for an Extent agst th^e Land.

Vera Copia Test John Leach.
Cler. Cur.

By w^{ch} Orders it appeareth th^t th^e pffs Wife had order for her Quietus est, uppon her former husbands Estate, Whereuppon hee prayeth th^t th^e order of New Towne bee reuersed the pff prouing in Court th^t hee endeauoured as far as in him Lay, to comply wth what hee was enioyned to p^rforme by uertue of th^t Order.

Liber B B Ordered thereuppon th^t th^e s^d Judgm^t bee reuersed, And that M^r John Horne, or his Attorney here for him, Repay back the Tob. recouered by uertue of th^e s^d order att New Towne unto the p^{ff}.

Thomas Symonds p^{ff} }
 Thomas Courtney dēft } Dismissed

Will^m Harper p^{ff} }
 John Dodson dēft } Retracted.

To the hon^{ble} th^e Gouverno^r & Councell of Maryland

The humble Petⁿ of Edward Harwood Humbly Sheweth

Harwoods
 lfe of At-
 turney uid.
 infra fol. 93
 here in itt's
 place
 omitted.
 That whereas Elizabeth Wife unto Will^m Greene hath grossly abused yo^r Pet^{rs} Wife, in calling her whore; And Likewise saying th^t shee would proue her to bee a whore. Yo^r Pet^r therefore humbly desyreth to haue redresse of th^e scandall cast uppon yo^r Pet^{rs} Wife: or cause th^e s^d Elizabeth to proue th^e Defamaōn cast uppon yo^r Pet^{rs} s^d Wife. And yo^r Pet^r shall pray &c:

Edward Harwood p^{ff} } The dēft Denyeth th^t euer shee sayd That
 Elizabeth Greene dēft } the p^{ffs} wife was a whore: or that shee
 would proue her soe.

[p. 91] Will^m Brooke in ditt cāâ sayth uppon Oath, That being att worke, there were some falling out betwixt Elizabeth Greene & John Williams, And thereuppon Elizabeth Greene called John Williams Daughter, named Olyue, whore, And Williams demanded if shee would proue her one? & Elizabeth Greene sayd shee would, And bid him goe aske M^r Leake ells.

Thomas Vaughan, sayth uppon Oath that att th^t time Elizabeth Greene called the Woman whore, Hee knoweth not th^t shee sayd shee would proue her a whore, But that shee sayd those words (aske M^r Leake), But att another time talking wth Elizabeth Greene about those words, the s^d Elizabeth sayd then to this Depon^t That shee would proue Oliue Williams a whore.

Putt to th^e Vote whither the Words be actionable or not? By th^e maior part of th^e Board the words actionable.

Ordered that the dēft aske her forgiuenes in open Court & pay Costs of suite.

To the hon^{ble} th^e Gou^r & Councell for th^e Prouince of Maryld.

The humble Petⁿ of Josias ffendall Sheweth.

That whereas Humphrey Haggett Deceased stands indebted to yo^r Pet^r the sūme of Twenty pownds sterl, Yo^r Pet^r therefore humbly Craueth yo^r hon^{rs} to graunt him order agst th^e Relict of th^e s^d Haggett, as Adm^{stratrix} to her Estate for th^e s^d Debt & hee shall as in duty bownd pray &c

Cap^t Josias ffendall p^lf } The p^lf sueth as in his Petⁿ & thereuppon Liber B B
Ann: Haggett dēft } produceth this Bond in Court (Viz^t)

Know all men by these p^rnts th^t I Humphrey Haggett of Charles County in th^e Prouince of Maryland Plant^r doe hereby bind my selfe, my heyres Executo^{rs} & assignes to deliuer unto Cap^t Josias ffendall his heyres or assignes, good sufficient Bills of Exchange for th^e summe of Twenty pouds sterl, payable in Westminster Twenty dayes after sight, To bee deliuered when hee th^e s^d ffendall or his assignes shall requyre th^e s^d Bills, Being in Consideraōn for a Seruant & other things allready in hand receiued. Wittnes my hand this 7th of ffebruary 1662. Humph: Haggett

Wittnes Rich: Bancks

Rich: More John Legate.

The dēft sayth, That her husband being but lately dead, shee knoweth not as yett th^e summe of his Estate, And therefore Craues Respite till next Prouinciall Court, W^{ch} was graunted/

Command Luke Barbier of Mitcham Hall in the County of [p. 92]
S^t Maries & Elizabeth his Wife, that iustly &c: they hold th^e Couant to ffrancis Jackson of S^t Maries in the County afores^d of one hund^d Acres of Land called Clipping in th^e County afores^d Two hund^d Twenty fife Acres part of Reuell in th^e County afores^d Three Mesuages, Two Tobacco howses, Two Quarte^rs, one Store, one Henhowse, one Orchard, one Garden, now in the possesⁿ of th^e s^d Luke Barbier &c: Philip Caluert

And the Agreem^t is such th^t th^e s^d Luke Barbier & Elizabeth his Wife haue acknowledged the afores^d Three hund^d Twenty & fife acres, wth th^e appurtānces to bee th^e Right of the sayd ffrancis Jackson, as those w^{ch} the s^d ffrancis Jackson hath of th^e guift of th^e s^d Luke Barbier & Elizabeth his Wife, And the same they haue remised & quitt claymed from them & their heyres to th^e afores^d ffrancis Jackson & his heyres for euer. And further th^e s^d Luke Barbier & Elizabeth his Wife haue graunted for them, & the heyres of th^e s^d Luke, that they will warrant to th^e afores^d ffrancis Jackson & his heyres the afores^d Three hund^d Twenty & fife Acres wth th^e appurtānces against them th^e s^d Luke Barber & Elizabeth his Wife, & the heyres of th^e s^d Luke for euer. And for this Remise, release, & Quitt Clayme th^e afores^d ffrancis Jackson hath gyuen unto th^e afores^d Luke Barbier & Elizabeth six pence. Luke Barbier Seale

Taken & acknowledged att

Elizabeth Barbier Seale

S^t Maries th^e 26 day

of June 1663

Before me Philip Caluert

Command ffrancis Jackson in th^e County of S^t Maries in th^e Prouince of Maryland gentⁿ th^t iustly &c: hee keepe th^e Couent to Luke Barbier of Mitcham Hall in th^e County afores^d of One hund^d Acres

Liber B B of Land, called Clipping in th^e County afores^d Two hund^d Twenty ffive Acres part of Reuell in th^e County afores^d, Three Messuages, Two Tobacco howses, Two Quarters, one Store, one Hen-howse, one Orchard, one Garden &c: Philip Caluert.

[p. 93] And the Agreem^t is such that the s^d ffrancis Jackson hath acknowledged th^e afores^d Three hund Twenty ffive Acres wth the appurtānces to bee the Right of th^e s^d Luke Barbier, as those w^{ch} th^e s^d Luke Barbier hath of th^e guift of th^e s^d ffrancis Jackson, And th^e same hee hath Remised Released & Quitt Claymed from him and his heyres to the afores^d Luke Barbier & his heyres for euer, And further th^e s^d ffrancis Jackson hath graunted for him & their heyres of th^e s^d ffrancis that hee will warrant to th^e afores^d Luke Barbier & his heyres th^e afores^d Three hund^d Twenty & ffive Acres wth th^e Appurtānces agst him th^e s^d ffrancis Jackson and th^e heyres of th^e s^d ffrancis for euer. And for this Remise, Release, & Quitt Clayme th^e afores^d Luke Barbier hath gyuen unto th^e afores^d ffrancis Jackson Six pence.


Taken & acknowledged before ffr Jackson Seale
me att S^t Maries 27 day of
June 1663.

Philip Caluert

Vid fol. 90
supra. I Edward Harwood doe constitute & appoynt my Trusty & Welbeloued ffreind George Marshall my Lawfull Attorney, to sue arrest imprisone & release Elizabeth Greene, or Compownd wth her in an accōn of th^e Case uppon Defamaōn, And whatsoe^r my s^d Attorney shall Act or doe therein, I doe ratify & confirme it, in as large & ample manner as if my selfe were there p^rsonally present. As wittnes my hand the 8th day of Septemb^r 1663.

Wittnes present

Will^m Brooke Marke Pheypo

Edward  Harrod
his marke.

Comand Thomas Stone of Charles County gentⁿ & Marie his wife that iustly &c: they keepe wth Richard Smith of Caluert County gentⁿ the Couenant &c: of Three hund^d & ffifty Acres of Land Lying att th^e mouth of S^t Leonards Creeke in Caluert County wth all Edifices, Orchards, & gardens thereon erected & planted &c:

Charles Caluert

[p. 94] And th^e Agreem^t is such that th^e s^d Thomas Stone & Mary his Wife haue acknowledged the afores^d Three hund^d & ffifty Acres of Land wth th^e appurteinces to bee th^e Right of th^e s^d Richard Smith, as those w^{ch} th^e s^d Richard hath of th^e guift of th^e s^d Thomas & Mary his Wife, And th^e same they haue Remised & Quitt Claymed from them & their heyres to th^e afores^d Richard Smith & his heyres for euer. And further th^e s^d Thomas & Mary haue graunted for them & their heyres that they will warrant to th^e afores^d Richard & his heyres th^e afores^d Three hund^d & fifty Acres wth th^e appurteñces agst them the s^d Thomas & Mary & their heyres for euer. And for this Recogniōn,

Remission, Quitt Claime, ffine & Concord the s^d Richard hath gyuen unto th^e s^d Thomas & Mary full satisfaction, wherewth they acknowl- edge themselues fully & amply satisfyed & payd. Liber B B

Taken & acknowledged att S^t Johns

Thomas Stone

before me this 9th day of

Mary Stone

Septemb^r 1663.

Charles Caluert.

I doe hereby nominate & appoynt my louing Brother M^r Will^m Caluert my Attorney to preferre a Petⁿ for th^e extending Westbury manno^r as Wittnes my hand this 9th September 1663.

Testes ffrancis Riggs Tho: Dent.

Tho: Stone

To the hon^{ble} the Gouverno^r & Councell of Maryland

The humble Petⁿ of Tho: Stone by his Attorney Humbly Shewth, That yo^r Pet^r had an Order graunted by this hon^{ble} Court to extend th^e manno^r of Westbury, Land of M^r Will^m Westons in leiuie & in satisfaction of a Debt due to yo^r Pet^r in money sterl. In Compliance to th^e s^d Order it was extended: But soe that (as yo^r Pet^r humbly Conceiues) the Extenders for want of Informaõn & Judgm^t in such affaire & yo^r Pet^r being not there present att th^e extending thereof to informe them in th^e busines, yo^r Pet^r hath by their Extent Layd, suffered great, manifest, & apparent dammage & losse, ffor th^e s^d Extenders not considering (as wee Conceiue the losse of time & Charge that yo^r Pet^r hath bene att recouering th^e s^d Debt, & extending th^e s^d Land, hath by their short extent left yo^r Pet^r uery much unsatisfyed. The premises taken into yo^r hon^{rs} serious Consideraõn yo^r Pet^r Craues such Releife & Redresse as yo^r hon^{rs} shall determine requisite. And yo^r Pet^r according to duty shall pray &c: [p. 95]

Ordered That a new Extendi facias issue out, And th^t th^e s^d Land bee againe extended, The Pet^r gyuing the Extenders informaõn concerning th^e dammage susteyned by him, as hee alleageth.

Com^a Exiuit
23th 1663 to
sheriffe S^t
Maries
County ac-
cording to
Order

Know all men by these p^rnts th^t I Rob^t Gowland mariner doe institute & appoynt my louing ffreind Thomas Nottley merch^t my true & Lawfull Attorney to aske demand & receiue of & from ffrancis Bachelo^r in Maryland scituated, the full sume of Two Thows^d pownd weight of good sownd merch^{ble} Tob in Cask, due by Bill uppon all demands, for my use, & in my behalfe, And in case of non paym^t I further authorize my s^d Attorney to sue, impleade, imprisone, Release, & to giue discharge, & act, according to his discretion herein. Whatsoeu^r hee shall act shall bee ratifyed and made good by mee: Hee hauing as much power as if I my selfe were here p^rsent. In wittnes whereof I haue hereunto putt my hand & Seale this 16th day of May 1663.

Robert Gowland Seale

Signed, Sealed & Deliuered in

p^rsence of

John Nutthall Patrick fforrest

Liber B B Thomas Notley p^{lf} } The p^{lf} sueth according to his Declara^on
 ffrancis Bachelo^r dēft } entred fol. 45 supra. for 2000^t Tob. & Cask,
 & produceth th^e Dēfts Bill, (Viz^t)

This Bill bindeth mee ffrancis Bachelo^r my Executo^{rs} or assignes to pay or cause to bee payd unto Robert Gowland his Executo^{rs} or assignes th^e full & iust sūme of Two Thows^d pownd of good sownd merch^{ble} Tob in Cask wthout seconds or grownd Leaues upon all demands. As wittnes my hand this 22th day of January 1662.

Signed & Deliuered in th^e presence of ffrancis Bachiler
 Samuel Mills.

Vnder th^e s^d Bill it followes (Viz^t)

I ffrancis Bachelor doe accept to pay th^e Contents of th^e aboue Bill unto Thomas Notley as his assignes. Wittnes my hand th^e 28^o July 1663. ffran: Bachiler.

Wittnes Edm: Pinson

[p. 96] Samuel Mills appeared before mee & made oath th^t ffrancis Bachelo^r th^e wthin obliged, did assigne & deliuer th^e wthin Bill unto Rob^t Gowland, as his Reall act & Deed. Gyuen under my hand this 18th day of May 1663. Samuel Mills.

Sworne before me 18th May 1663.

Will^m Bretton.

Whereuppon th^e dēft acknowledgeth Judgm^t unto th^e p^{lf} accord-
 Vid fol. 221. ing to his Declara^on & his demand for Two Thows^d pounds of Tob. & Cask, according to th^e Bill.

The Court adiornd by th^e Leiut^t Gräll till to morrow morning
 9 a Clock.

All present as yesterday, Thursday 10th Septemb^r 1663.

Rob^t Clarke Esq^p p^{lf} } The p^{lf} declareth agst th^e dēft in accōn uppon
 Robert Robins dēft } th^e Case uppon Trouer & Conuersion, for that
 whereas th^e dēft hauing in his possesⁿ one mare of blackish Colour
 Together wth her encrease (to say) one horse foale Lately gelt, wth
 a mealy mouth, & a white spott or star in his forehead: & one other
 filly Colt w^{ch} fell this Last spring w^{ch} s^d mare & her encrease being
 th^e p^{lf}s goods & his proper Chattles, Hee th^e dēft into his possesⁿ
 heretofore some few months past hath obtayned procured & gotten,
 & himselfe of them & therewth doth uest, enioy, & possesse, & them
 th^e s^d mare & her encrease soe obtayned procured & gotten (unlaw-
 fully) doth to his owne use pleasure & benifitt conuert, & although
 th^e p^{lf} Demand of th^e s^d mare & her encrease hath of th^e dēft Law-
 fully made, yett neuerthelesse th^e dēft agst th^e Law, th^e s^d mare &
 her encrease uniustly from th^e p^{lf} doth hold, And out of & from th^e

iust possesⁿ of them, hee th^e dēft agst th^e p^{lf} doth detainē, wthhold & keepe; w^{ch} is to th^e p^{lfs} Dammage, Two Thows^d p^{ownds} of Tob, Wherefore (th^e premises Considered) th^e p^{lf} of this hon^{ble} Court prayeth Judgm^t to bee possessed of th^e s^d mare & her encrease, as likewise for his dammage & Cost of suite

Liber B B

By his Attorney Thomas Notley.

The Letter
of Attorney
Vid infra
fol. 109. Re-
corded.

The Dēft (after halfe an hower Respite graunted him by th^e Board) Denyeth this whole Declaraōn.

Rob^t Robins.

Leiu^t John Bogue in ditt sayth That this mare now in question was M^{rs} ffenwicks mare, W^{ch} shee sold to M^r Rob^t Taylo^r for th^e use of M^r Rob^t Clarke, And w^{ch} this Depont^t did deliuer by M^{rs} ffenwicks order to John Clarke for M^r Robert Clarks use, and further that this is That uery mare.

[p. 97]

Cuthert ffenwick gentⁿ sayth uppon Oath That in his Conscience hee beleiueth That this that mare w^{ch} his mother sold to M^r Clarke, for th^t shee hath th^e same Eare marke and other naturall marks.

Ignatius ffenwick gentⁿ Jurat idem cum Cuthbert.

Will^m Mills sayth uppon oath That this is the mare w^{ch} M^{rs} ffenwick sold for M^r Clarks use, And th^t hee this Depont^t marked her himselfe in th^e Left eare, & th^t shee hath th^e naturall marks.

The Dēft confesseth th^e Conuersion.

Humphrey Attwicks sworne sayth, That hee demanded this mare in question, By reason shee was like such a mare w^{ch} was brought from th^e Dutch for Robert Robins, Hauing th^e uery same marks w^{ch} this mare hath.

The Judgm^t of th^e Board is th^t Robert Clarke p^{lf} recouer th^e s^d mare, now in question, & her encrease from Robert Robins dēft, And th^t th^e s^d Robins pay all Costs of suite & six pence dammage.

To the hon^{ble} the Gour^r & Councell.

The Petⁿ of Rob^t Slye Adm^{istrato}r to th^e Estate of Samuel Smith Deceased, in behalfe of seuerall p^{ersons} who hath instrusted & impored him yo^r Pet^r to act on their behalves they being Cred^{ts} of th^e s^d Deceased, Humbly Sheweth

That whereas there is in th^e hands of yo^r Pet^r seuerall Debts & Judgm^{ts} due to th^e Estate of th^e s^d Deceased to th^e ualue of about 7000^l Tob, Besides 4000^l th^t this hon^{ble} Court ordered to Remaine in yo^r Pet^{rs} hands till Cap^t Will^m Battin were secured from Cornelius Stenwick, Richard Lord, & Augustine Herman w^{ch} 4000^l Tob, being due to th^e s^d Stenwick, Yo^r Pet^r humbly Craues th^e opinion & approbaōn of this hon^{ble} Board whither hee may not wth safty satisfy th^e s^d 4000^l Tob & Cask, to Cornelius Stenwick, And to th^e Rest of th^e Credito^{rs} th^e Remainder of Debts due to th^e Estate of th^e s^d Deceased proportionably, according to th^e ualue of each mans Debt, soe

Liber B B far as th^e Estate will extend, The w^{ch} if this hon^{ble} Court in their wisdomes thinke meete to allow, yo^r Pet^r will according to th^e ualue of th^e Estate indeauo^r to satisfy each p^rson th^t hath intrusted him. Thus humbly intreating th^e opinion of this hon^{ble} Court herein, & hee shall as in duty bownd pray &c:

The Court Votes in th^e affirmatiue/

[p. 98] Robert Slye gentⁿ in the behalfe of Cornelius Stenwick, John Lord, & Augustine Herman Doth acknowledge to haue receiued full satisfaction for ffowre Thows^d pownds of Tob, due from th^e Estate of Will^m Battin.

Know all men by these p^rnts th^t I Cornelius Stenwick merch^t of New Amsterdam in new Netherlands haue made ordayned deputed & constituted my louing ffreind M^r Rob^t Slye of Maryl^d merch^t my true & lawfull Attorney for mee & in my name & to my use to aske demand sue for Leuy & receaue from th^e Admⁿistrato^r of th^e Estate of Samuel Smith of Maryland Merch^t Deceased all such sume or sumes of mony, goods, wares merchantdises thing or things whatsoe^r due, oweing or belonging to mee, Bee itt by Bill booke, obliga^on or acc^t, or by any other meanes or wayes whatsoe^r, Gyuing & by these p^rnts granting unto my s^d Attorney my full power & Lawfull authority to sue attatch arrest imprisone & condemne, & out of prison to release, And of and uppon th^e receipt thereof to giue acquittances or any other lawfull discharge for mee & in my name to make saile deliuer, Attorneys one or more under him to substitute, make or att their pleasures to remoue, And futhermore to use, doe exequite & p^rforme all & euery lawfull matter Act things necessary whatsoe^r to bee done in th^e premises, as fully wholly & effectually as though I my selfe were p^rsonally p^rnt, Ratifying & allowing all & whatsoe^r my s^d Attorney shall doe in th^e premises by uertue of these p^rnts. As wittnes my hand and Seale this 16th July 1663.

Signed Sealed & De-

Cornelius Steenwick. Seale

liuered in th^e p^rsence of

John Lawrence Claes Gouereur

C mj notar publ Wal: uand deuen/

Appeared before mee Mathew The foxe publiq notary Admitted by th^e R^t hon^d Directo^r Gräll & Councell dwelling att Amsterdam in th^e new Netherlands, & afore th^e hereafter named witnesses the honest M^r Samuel Smith merch^t of th^e Barke named th^e Susan, att p^rnt ready to sett sayle for Virginia my notarie well knowne, And did acknowledge for himselfe his heyres executo^{rs} Admⁿistrato^{rs} & assigns to bee indebted unto th^e hon^d Sir Cornelius Steenwick Judge of this Towne the full & iust sume of ffowrteene hund^d Gilders Two & ffowrty Gilders & ffowre pence I say 1442-4- uppon a true acc^t & for diuers goods & merchandise att his contentm^t receaued by

th^e s^d Smith, The w^{ch} doth promise & hereby enioyne himselfe, his heyres Executo^{rs} Admⁿistrato^{rs} or assignes to pay or cause to bee paid unto th^e s^d S^r Cornelius Stenewick or his order th^e forementioned sume of ffowrtene hund^d ffowrty Two Gilders & ffowre pence, wth good merch^{ble} Tob in Cask att six pence p^r ff, To bee deliuered in March next ensuing the date hereof that shall bee in th^e yeare sixteene hund^d sixty one all ffrec att th^e Waigh howse of this towne. ffor th^e true p^rformance of all what is foresayd The s^d Samuel Smith doth hereby bind his person & all.

Liber B B
[p. 99]

It followes on th^e other side

His goods nothing in the world receiued or Accepted p^rnt & to come, putting them altogether under submission of all Courts & Lawes wheresoeu^r it may bee, Condesenting my notarie hereof to make one publike Instrum^t & that to Deliuer unto th^e s^d sir Cornelius Stenewick acted wthout fraude att Armsterdam in the New Netherlands att th^e presentes of Cap^t Bryan Newtaine & Hermanus Litsho Inhabitants of this Towne Credible wittnesses hereunto Requyred. The w^{ch} The Originall of this besides th^e forementioned Samuel Smith haue subscribed this ffowrteenth of Septemb^r, Año Dñi sixteene hund^d & sixty

Quod Attestor

Collae Concordae

Matheus de Voz notaris publicus

what signed

Transcribed out of th^e Dutch by mee

Salomon Zachary Dörs pub.

To the hon^{ble} the Gouverno^r & Councell

The Petⁿ of Cornelius Stenewick Humbly Sheweth/

That whereas in Octob^r last there past an order of th^e Prouinciall Court th^t Rob^t Slye did secure 4000^t Tob. & cask out of the Estate of Samuel Smith Deceased, untill Cap^t William Battin were secured from any demands of th^e Pet^r to bee made uppon any Bills Bonds or accompts due from Battin to Rich: Lord, or Augustine Herman, as also from all accompts betweene th^e s^d Battin & yo^r Pet^r, And hauing gyuen a Discharge in full according to th^e s^d Order, And hauing Receiued noe satisfaction in Leiu of th^e s^d Bills & accompts, nor for 1442 gilders due p^r Judgm^t Yo^r Pet^r humbly Craues an Order of this hon^{ble} Court for th^e abouementioned 4000^t Tob, to bee paid out of th^e Estate of th^e s^d Samuel Smith, & hee shall as in duty bownd pray &c:

Ordered th^t M^r Rob^t Slye bee allowed ffowre Thows^d pownds of Tob & Cask out of th^e Estate of Samuel Smith, w^{ch} s^d order hee acknowledgeth Judgm^t to Cornelius Stenewick for soe much/

Know all men by these p^rnts th^t wee Alexander Bryan, Rich: [p. 100] Bryan, Benjamin ffen, Miles Murwin, all of Milford in New England haue made assigned & assured ordayned & deputed, & in our stead &

Liber B B place by these p^{nts} putt our Louing ffreind M^r Robert Slye merch^t Maryland Our Lawfull Attorney, ffor us & in our name & to our use to aske Leuy Recouer all & singular such Debts, dues so^{me} or so^{mes} of money or Tobacco as are or shall bee due or owing unto us th^e aboues^d from th^e Estate of Samuel Smith Deceased, Gyuing & by these p^{nts} graunting unto Our s^d Attorney full power & authority for us & in our names & to our use, to sue, arrest, impleade, condemne any part or parcell of th^e Estate of Samuel Smith Deceased, & att his Liberty & pleasure uppon th^e receipt of any so^{me} or so^{mes} of money or Tobaccos acquittances or any lawfull discharges for th^e same for us & in our names to make, Seale, & deliuer as our Deed or Deeds, And one Attorney or more under him to make or substitute & att his ffree will againe to reuoake, And all & Euery thing & things w^{ch} shall bee needfull & necessary to bee done in or about th^e premises, the same to doe as fully & wholly as wee our selues might doe, if wee were p^rsonally p^{nt}, Holding firme & stable all & whatsoeu^r our s^d Attorney shall doe or cause to bee done in or about th^e premises by these p^{nts} as wittnes our hands & Seales this 22th May 1662.

Signed Sealed & Deliuiered

in th^e p^{nce} of Vs

Richard Valdrom

John Burwall.

Alex: Bryan Seale

Richard Bryan Seale

Ben: ffenn Seale

Milles Murwin Seale

Know all men by these p^{nts} th^t I Samuel Smith of Maryland doe confesse my selfe indebted unto Ensigne Alexander Bryan of Milford the su^{me} of Sixty seauen pownds Eleauen shillings to bee payd in Porke & Tobacco att Currant price att Milford att or before the first day of Aprill next ensuing, & for th^e true p^rformance of th^e same, I bind mee my heyres or assignes firmly to pay th^e s^d su^{me} to th^e s^d Alexand^r his heyres or assignes, according to th^e time & kind of pay, as wittnes my hand this 29th of August 1661

Testes Mathew Clarke Richard Bryann

Sam: Smith

To the hon^{ble} th^e Gouverno^r & Councell

The humble Petⁿ of Alexander Bryan Humbly Sheweth

[p. 101] That wheareas Samuel Smith att th^e time of his Decease stood indebted to yo^r Pet^r sixty seauen pownds Eleauen shillings, & noe part thereof payd, Yo^r Pet^r humbly Craues th^t this hon^{ble} Court passe an Order that hee may bee satisfyed Twenty Two hund^d & ffifty pownds of Tob & Cask, out of th^e Debts still due to th^e Estate of th^e s^d Deceased, towards his Satisfaction of this s^d Debt, and as in duty bownd pray &c:

Robert Slye gentⁿ Adm^{istrato}r to Samuel Smith acknowledgeth Judgm^t to th^e Pet^r Ensigne Alexander Bryan according to his demand for Twenty Two hund^d & ffifty pownds of Tob & cask

This Bill bindeth mee Samuel Smith of Maryland merch^t my heyres or assignes to pay or cause to bee payd unto Richard Bryan

of Milford or his assignes, the iust sūme of ffifty pownds sterling, Liber B B
 The w^{ch} I promise & engage to pay in English Comodities deliuered
 att Milfored by th^e last of Aprill next ensuing th^e date hereof, att th^e
 same price as they cost mee first penny in England for ready money.
 Allsoe I doe engage to deliuer a peice of good stuffe sufficient to make
 a gowne. ffor th^e true p^rformance of this my Bill I bind my selfe,
 heyres or assignes firmly by these p^rsents Wittnes my hand this
 27th of August 1661. Sam: Smith.

Testes Alex: Bryan Mathew Clarke

To the hon^{ble} the Gouverno^r & Councell.

The Petⁿ of Richard Bryan Humbly Sheweth

That whereas Samuel Smith att th^e time of his Decease stood in-
 debted to yo^r Pet^r ffifty pownds sterling & noe part yett payd, Yo^r
 Pet^r humbly Craues order of this hon^{ble} Board That hee may bee
 satisfyed Twenty one hund^d pownds of Tob. & Cask out of th^e Debts
 still due to th^e Estate of th^e s^d Deceased, towards his satisfaction of
 th^e s^d Debt. And hee shall as in duty bownd pray &c:

Ordered th^t th^e Pet^r recou^r according to his Petⁿ And M^r Robert
 Slye Admⁱstrato^r of th^e Estate of Samuel Smith acknowledgeth
 Judgm^t to Richard Bryan for one & Twenty hund^d pownds of Tob.
 & Cask, according to his Demand

This Bill bindeth mee Samuel Smith of Maryland mariner to pay
 or cause to bee payd unto M^r Benjamin ffenn or his Order ffowre
 hund^d pownds of merch^{ble} Tob. in Milford att the Returne of th^e
 Barke called th^e Susanna or by th^e last of May next, hee or his Order
 paying fraught for th^e s^d Tob. to th^e s^d Smith, & to runne th^e Aduen-
 ture, as wittnes my hand this 20th of August 1661. [p. 102]

The word merch^{ble} was Interlyned by mee Samuel Smith.
 Wittnes

Thomas Macok Ephraim Burwell.

To the hon^{ble} th^e Gouverno^r & Councell

The Petⁿ of Beniam ffenn Humbly Sheweth

That whereas Samuel Smith att th^e time of his decease stood in-
 debted ffowre hund^d pownds of Tob & Cask to yo^r Pet^r & noe part
 thereof payd, Yo^r Pet^r humbly Craues th^t this hon^{ble} Court passe
 order th^t hee bee payd one hund^d & ffifty pownds of Tob. & Cask
 out of th^e Debts still due to th^e Estate of th^e s^d Deceased towards
 his satisfaction, & hee shall as in duty bownd pray &c:

Ordered th^t th^e Pet^r Recouer according to his Petⁿ Robert Slye
 gentⁿ Admⁱstrato^r of th^e Estate of Samuel Smith acknowledgeth
 Judgm^t to Benjamin ffenn for one hund^d & ffifty pownds of Tob &
 Cask according to his dem^d.

Liber B B This Bill bindeth mee Samuel Smith of Maryland to pay unto Miles Murwin of Milford so many hydes th^t are current & good as comes to sixteene pownds att six pence a pownd att or before th^e Tenth day of March next ensuing, The s^d hydes to bee deliuered att Milford & for th^e p^rformance of th^e same I bind mee my heyres or assigns firmly by these p^rnts to deliuer six hund^d & fflowrty pownds of good well drye & Sufficent hydes. dated th^e 28th of August 1661
 Theste Sam: Smith.

Mathew Clarke Alex: Bryan.

To the hon^{ble} the Gouverno^r & Councell

The Petⁿ of Miles Murwin Humbly Sheweth

That whereas Samuel Smith att th^e time of his Decease stood indebted sixteene pownds sterl. to yo^r Pet^r & noe part thereof yett satisfied, Yo^r Pet^r humbly Craues order of this hon^{ble} Court for ffue hund^d pownds of Tob & Cask, out of th^e Debts still due to th^e s^d Deceased towards his satisfaction. And hee shall as in duty bownd pray &c:

Ordered th^t Pet^r Recouer according to his Petⁿ. Robert Slye gentⁿ Admⁱstrato^r of th^e Estate of Samuel Smith confesseth Judgm^t to Miles Murwin for ffue hund^d pownds of Tob. & Cask, according to his Demand.

[p. 103] Bee it knowne unto all men by these p^rnts th^t I Thomas Hall of th^e Manatos wthin th^e Gouverm^t & precincts of th^e Dutch Plantaõn in America haue assigned ordayned constituted & appoynted & by these p^rnts doe make constitute, appoynt, & in my stead & place putt my trusty & welbeloued ffreind M^r Rob^t Slye merch^t of Wicocomoco Riuer in Maryland my true & lawfull Attorney & Deputy, for mee & in my name, & to my use to aske Leauy claime demand recouer & receiue of all or any p^rson or p^rsons inhabiting or being wthin th^e Liberties & precincts eyther of Maryland or Virginia in America, Allso Euery such goods debts dues cattle merchandizes comodities sume or sumes of money whatsoever as are or shall bee due owing & payable to mee by uertue or manes of any Bonds Bills Couen^{ts} contracts promises or by booke account or reckoning whatsoever or howsoever, Gyuing & by these p^rnts graunting unto my s^d Attorney & Deputy my full power Lycence & authority in & concerning th^e premises ffor mee & in my name & for my use (if need shall requyre) to sue arrest attatch, implead, declare proceed prosecute condeñe & imprisone any of th^e aboue mentioned & intended p^rsons, & att his liberty & pleasure out of prison to deliuer, or cause to be deliuered, Composition acquittance release or other lawfull discharge uppon th^e Receipt of the p^rmises or any part thereof for mee & in my name & to my use to make Seale & deliuer as my act & deed, Attorney or Attorneys one or more under him to make & substitute, & att his

pleasure againe to reuoake, And generally all & Euery other Act or Liber B B
 Acts matters & things requisite or necessary to bee done in & about
 th^e premises the same to doe conclude Exequute accomplish & finnish
 as fully & amply to all intents & purposes in Euery respect as if I my
 selfe were then & there p^rsonally p^rnt, & did th^e same, And whatsoeu^r
 my s^d Attorney or his assignes shall lawfully doe or cause to bee
 done in or about th^e p^rmises as afores^d, I th^e s^d Thomas Hall doe
 hereby ratify confirme establish & allow for good firme & effectuall
 firmly by these p^rnts. In wittnes whereof I haue hereunto sett my
 hand this 25th of Octob^r. Año Dñi 1657

Signed Sealed & Deliuered

Thomas Hall Seale

in th^e p^rnce of Vs

Will^m White Tho: Obalrond.

Know all men th^t I Samuel Smith do promise to send to M^r
 Thomas Hall Two good hogsheads of Tob, by th^e first Returne of
 th^e Barke Susan from Virginia Wittnes my hand this 6th of October [p. 104]
 1658 Sam: Smith

That is to say in Consideraõ of money disburs^t for mee in the
 Manahatance for th^e fitting of th^e afores^d Barke

Testes Sam: Arnold Rich: Smith Jun^r

Sam: Smith

To the hon^{ble} the Gouverno^r & Councell

The Petⁿ of Thomas Hall Humbly Sheweth

That whereas Samuel Smith att th^e time of his Decease stood in-
 debted Two hogsheads of Tob to yo^r Pet^r & noe part thereof satis-
 fied, Yo^r Pet^r humbly Craues th^t this hon^{ble} Court passe order for
 Two hund^d & fifty pownds of Tob & Cask out of th^e Debts still due
 to th^e Estate of th^e sayd Deceased, And hee shall as in duty bownd
 pray.

Ordered That th^e Pet^r recouer according to his Petⁿ. Robert Slye
 gentⁿ Admīstrato^r of th^e Estate of Samuel Smith confesseth Judgm^t
 to Thomas Hall for Two hund^d & fifty pownds of Tob & Cask,
 according to his demand.

Bee it knowne unto all men by these p^rnts th^t I Jacob Johnson,
 lately belonging to th^e Barke Susanna of this Prouince of Maryland
 Mariner, haue made constituted authorized & appoynted, & by these
 p^rnts doe impower make & constitute, authorize & appoynt my Louing
 ffreind Rob^t Slye of th^e Prouince afores^d merch^t, to bee my true &
 Lawfull Attorney, ffor mee & in my name to aske demand Leauy
 recouer & Receiue all such Debt and Debts as are to mee belonging,
 eyther wth in th^e precincts of Virginia or Maryland from any p^rson
 or p^rsons whatsoever. I doe also by uertue of these p^rnts impower
 my s^d Attorney to use all Lawfull wayes & meanes in proceeding
 aġst any such p^rson or p^rsons as shall eyther refuse, or delay to make

Jacob John-
 son oweth
 To Archy
 30^t Tob. To
 Daniel
 Browne 30^t

Liber B B paym^t of any such Due to my s^d Attorney whom I doe also authorize to giue acquittances & discharges in my name, & on my behalfe to any p^rson or p^rsons whatsoever th^t haue payd their iust dues, And one Attorney or more under himselfe to make, & them againe att his att his pleasure to reuoake, And generally to Act & doe Euery thing & things whatsoever in & about the p^rmises in as full ample & large manner as if I my selfe were p^rsonally p^rnt to all intents & purposes whatsoever. Moreouer I doe hereby ratify & confirme whatsoever my s^d Attorney shall happen to doe in & about th^e p^rmises, or shall cause to bee done therein. In testimony whereof I haue hereunto sett my hand this 27th day of ffebruary 1660 Jacob Johnson Seale

[p. 105]

Sealed & deliuered in the

p^rnce of us

Henry Warren John Blakiston.

This Bill bindeth mee Samuel Smith of th^e Prouince of Maryl^d my Executo^{rs} Admⁿistrato^{rs} or Assignes to pay or cause to bee payd unto Jacob Johnson or his order the iust quan^{ty} of Two Thowsand & ffowrty of good merch^{ble} Tob & caske, 'uppon all demands, As wittnes my hand this 28th february 1660. Samuel Smith.

Testes Justinian Gerard Richard ffowke.

Endorsed.

Rec^d of John Shanks in part of this Bill sixteene hund^d }
Twenty Three pownds of Tob & Caske w^{ch} is indorsed on th^e } 1623^l
Back side of John Shankes his Bill to Coz Sam: Smith. }
Nouemb^r 19th 1661. Rests due 0417^l Tob.

To the hon^{ble} the Gouverno^r & Councill

The Petⁿ of Jacob Johnson Humbly Sheweth

That whereas Samuel Smith att time of his Decease stood indebted ffowre hund^d & odde pownds of Tob to yo^r Pet^r, Yo^r Pet^r humbly Craues order for Two hund^d & fifty pownds of Tob & cask out of th^e Estate of Samuel Smith, And hee shall as in duty bownd pray.

Ordered th^t th^e Pet^r recou^r according to his Petⁿ. Rob^t Slye gentⁿ Admⁿistrato^r of th^e Estate of Samuel Smith Confesseth Judgm^t to Jacob Johnson for Two hund^d & fifty pownds of Tob. & Cask according to his Demand.

Appeared before mee Salomon Zachary Notary Publicus admitted by th^e R^t hon^d Gour^r & Councill, Lying att Amsterdam in th^e New Neatherlands & fore th^e hereafter named Wittnesses ffrederick Gisbertson merch^t of this towne, & hear in th^e best manner & forme made constituted & appoynted his louing ffreind M^r Joseph Swett of Boston in New England Mariner, now att p^rnt ready to sett sayle for Virginia Especially, for in th^e name & for th^e proper use of th^e Con-

stituant to aske demand recouer & receaue of M^r Samuel Smith his heyres Executo^{rs} admiⁿistrato^{rs} or assignes, Lying in Maryland or elsewhere in Virginia All such debts & dues, or su^me or su^mes of money, Tob. or other goods as hee th^e s^d Samuel Smith is indebted unto th^e Constituant as doth & may appeare by th^e Bills Bonds & Engagem^{ts} thereof to bee shewne, And uppon refusall of paym^t to lay arrest uppon or goods, Arrest sue for, implead, imprisone & condemne th^e s^d Samuel Smith his heyres executo^{rs} admiⁿistrato^{rs} or assignes. Moreou^r th^e Constituant heas gyuen unto his fores^d Atturney full power uppon satisfaction Receaued from th^e s^d Samuel, or his heyres Executo^{rs} admiⁿistrato^{rs} or assignes to acquitt & out of prison to release, & in his name & stead to giue discharge or discharges to him, or to his order, And further to use any Lawfull meanes whatsoeu^r may bee needfull for th^e Recouery of th^e s^d Debts, wth th^e charges & interests, Easpecially to compownd & agree for th^e altering of th^e place & time of th^e paym^t, And further if hee sees cause to make & substitute one or more Atturney or Attorneys under him, wth th^e same or limited power, & doth hee th^e s^d Constituant by these p^{nts} Act, retify confirme & allow of all & whatsoeu^r by his s^d Atturney or any Attorneys under him shall bee lawfully done, or caused to bee done touching th^e recouery of th^e s^d debt & appurten^{ces}, to bee as authentike as if th^e Constituant being from time to time allwayes p^{sonally} himselfe p^{sent}, could or might haue done. In wittnes whereof th^e Constituant hath subscribed & sealed this in th^e p^{nce} of Claes uan Elsant marshall & Henry Obe ordinary keeper inhabitants of this Towne Credible wittnesses thereunto requyred. Acted wth out fraud att Amsterdam in th^e New Netherlands Año Dñi 1662, this 18th Aprill Stylo nouo. ffrederik Gisbertson Seale

Claes uan Elsant garts bod

Hendrick Obe

Signed & sealed in th^e p^{nce} of mee

Salomon Zachary not Publ.

Know all men by these p^{nts} th^t I Joseph Swett of Boston in New England mariner, for diuers good Causes & Considera^õns mee thereunto mouing, haue made ordayned & Constituted & by these p^{nts} doe make ordaine & constitute, by uertue of th^e Letter of Procura^õn or Atturney hereunto annexed M^r Robert Slye of S^t Maries County in th^e Prouince of Maryland merch^t to bee my true & Lawfull Substitute or Atturney, for & in th^e prosequ^õn of all whatsoeu^r th^e s^d letter of Atturney hereunto annexed hath or doth impower me in or for all whatsoeu^r th^e s^d Letter of Atturney doth cappasitate mee to doe or act, in what manner or nature soeuer it bee, And I doe hereby Resigne up all my s^d power & authority whatsoeu^r in th^e s^d Letter of Atturney declared & expressed unto him th^e afores^d Slye, & to his Substitutes or Attorneys, Hereby (by uertue of th^e afores^d

Liber B B

[p. 106]

[p. 107]

Liber B B power) confirming all whatsoever hee the^s Slye shall doe or cause to bee done in or about the p^rmises. Wittnes my hand & Seale the^e 12th day of May An^o 1662, in S^t Maries County in the^e prouince of Maryland.

p^r me Joseph Swett Seale

Signed Sealed & Deliuered

in p^rnce of

Tho: Gerard Thomas Nottley.

Transla^on I under writtned Samuel Smith acknowledge to bee indebted unto ffrederik Gisbertson the quantity of Thirteene hund^d pownds of Tob, in Considera^on of 135 ells of Linnen Cloath att 10^t p^r ell, att my contentm^t. Receaued of him moreou^r Eleauen hund^d pownd, & nine & Twenty pownds of Tob for six peices of silk damask & some wampom att my full contentm^t receaued of him Gisbertson afores^d. Wherefore I doe promise to deliuer & pay the^s Tob unto him or his Attorney att Contentm^t att Amsterdam in the^e New Netherlands, Allso one assigna^on of Cap^t Jacob w^{ch} I accept to pay as afores^d Amounting to the^e su^me of fflowre hund^d Gilders att six pence p^r 3812^t Tob. pownd, Amounting all together the su^me of 3812^t Tob, to bee deliuered underland as unto the Lawes. Acted Amsterdam in the^e New Netherlands this 6th of Septemb^r 1660 Signed Sam: Smith

I underwrittned acknowledge to bee indebted unto John Gilles the^e Yowng the quantity of ffiuteene hund^d one & Thirty pownds good Tob. for 1198^t Nyeles & moreou^r Three hund^d as ten pownd for 69 sueds bills receaued of him att my full contentm^t, Doe hereby 1841^t Tob. promise to pay the^s Eighteene hund^d pownds one & fowrty pownds of Tob. in the^e next Springe underbare, as unto the Lawes. Acted Amsterdam in the^e New Netherlands this 8th Septemb^r 1660

Signed Sam: Smith

M^r Samuel Smith please to pay unto ffrederik Gisbertson the tenor of this Bill & this shall bee yo^r discharge adj 19th March 1662, att Amsterdam in the New Netherlands.

Was signed Jan Gilles de yong

This is a true Transla^on of the^e aboue Bills

quod attestor Salomon Zachary Not Publ.

To the hon^{ble} the Gouverno^r & Councill

The Petⁿ of ffrederick Gisberson Humbly Sheweth

That whereas Samuel Smith att the^e time of his Decease stood indebted to yo^r Pet^r Thirty Eight hund^d & Twelue pownds of Tob & Cask by specialty, & noe part thereof satisfied, Yo^r Pet^r humbly [p. 108] Craues that this hon^{ble} Court passe order for one Thows^d pownds of Tob & Cask to bee payd to yo^r Pet^r out of the^e Debts still due to the Estate of the^s Deceased towards his satisfaction, & hee shall as in duty bownd pray &c:

Ordered th^t th^e Pet^r recouer according to his Petⁿ. Robert Slye Liber B B
gentⁿ Admistrato^r of th^e Estate of Samuel Smith Deceased, Con-
fesseth Judgm^t to ffrederick Gisbertson for one Thows^d pownds of
Tob & Cask according to his demand.

Bee it knowne unto all men by these p^rnts that I Joannes uan
Brugen haue made assigned & ordayned & deputed, & in my stead &
place by these putt & constitute my well beloued ffreind M^r Robert
Slye merch^t of th^e Prouince of Maryland my true & lawfull Attorney
for mee & in my name & to my use to aske recouer & receaue the su^me
& iust quantity of seauen hund^d Twenty fower pownds of currant
Tob. out of th^e Estate of Sam: Smith Deceased, according to Bill
as appeareth in date th^e 12th of May 1660 oweing unto mee from th^e
s^d Smith, And by these p^rnts graunting unto my s^d Attorney to use
arrest implead all meanes necessary w^{ch} shall bee needfull or neces-
sary to bee done in or about th^e Debt, the same to doe as fully &
wholly as I my selfe might doe if I were there p^rsonally p^rnt, And
uppon th^e Receipt of any su^me to my use of th^e Estate afores^d to
giue acquittance & discharge for th^e same for mee & in my stead &
name, Holding firme & stable & whatsoeu^r my s^d Attorney shall doe
or cause to be done in or about th^e s^d Debt by these p^rnts. Sealed
wth my Seale this 6th day of Aprill 1663 in new Amsterdam in
New Netherlands Johannes van Brugh

Wittnes Tho: Wills Isaack Bedloe

Know all men by these p^rnts th^t I Samuel Smith of th^e Prouince
of Maryland doe acknowledge my selfe to bee indebted to M^r
Johannes Van Brugine Merch^t the full & iust quantity of Seauen
hund^d Twenty fflowre pownds of current Tob, to bee payd unto th^e
s^d M^r Van Brugen att or before th^e Last of June next ensuing the
Date hereof att th^e Manahatans, as wittnes my hand this 12th of
May 1660 Sam: Smith.

To th^e hon^{ble} th^e Gouverno^r & Councill

The Petⁿ of Johannes uan Brugh Humbly Sheweth.

That whereas Samuel Smith att th^e time of his Decease, stood in-
debted to yo^r Pet^r seauen hund^d Twenty fflowre pownds of Tob &
Cask by specialty, & noe part thereof payd, Yo^r Pet^r humbly Craues
order of this hon^{ble} Court for Two hund^d & fifty pownds of Tob [p. 109]
& Cask to bee payd to yo^r Pet^r out of th^e Debts still due to the Estate
of th^e s^d Deceased towards his Satisfaction, & hee shall as in duty
bownd pray &c:

Ordered th^t th^e Pet^r recouer according to his Petⁿ. Robert Slye
gentⁿ Admistrato^r of th^e Estate of Samuel Smith Deceased, Con-
fesseth Judgm^t to Johannes uan Brugh for Two hund^d & fifty
pownds of Tob & Cask according to his Demand.

Liber B B
Vid supra
fol. 96.

Know all men by these p^rnts th^t I Rob^t Clarke of Charles County Esq^r doe hereby constitute ordaine & appoynt Thomas Nottley of s^t Maries County merch^t to bee my true & Lawfully Attorney in th^e pleading of all such acc^on or acc^ons as I the s^d. Clarke haue commanded in th^e next Prouinciall Court held att S^t Maries th^e 8th of Septemb^r next, or att any time during th^e s^d Court, And what my s^d Attorney shall doe or cause to bee done in any Legall way in Rela^on thereunto, I doe hereby ratify, allow of, & confirme to bee as good and substantiall to all intents & purposes, as if I my selfe were p^rsonally p^rnt att th^e doing thereof. And for th^e more & better Confirma^on hereof I haue hereunto sett my hand & Seale the 29th day of August 1663.

Rob^t Clarke Seale

Wittnesses hereunto

John Clarke Claes Cornelison.

Daniel Johnson p^rf } The p^rf Declareth a^gst in an acc^on of the
Will^m Robinson d^eft } Case, And demandeth th^t th^e d^eft p^rforme
Couen^{ts} in Rela^on to Deliuery of a parcell of Land in manner &
forme as by agreem^t made betweene th^e p^rf & d^eft may appeare th^e
Case being such, The p^rf hauing demanded of the d^eft p^rformance,
the d^eft thereuppon refuses & denys Compliance, wherefore hee
craueth Judgm^t uppon th^e s^d Agreem^t a^gst th^e d^eft, & for Cost of
suite.

Vid fol. 127. The d^eft, according to th^e writt, not appearing; & being Lawfully summoned, The Court graunted Judiciell Charges to th^e p^rf a^gst th^e d^eft, In Case th^e d^eft appeares not th^e last day of th^e Court.

To the hon^{ble} the Gouverno^r & Councell of Maryland

The humble Petⁿ of John Williams Sheweth

[p. 110] Whereas Elizabeth Greene hath openly defamed yo^r Pet^r by calling him th^e King of Theeues & his wife the Queene of Theeues wth seuerall other unciuill tearmes, Notwthstanding yo^r Pet^{rs} being formerly cleared by Law from those scandalls, yo^r Pet^r humbly Craues & desyeth satisfaction to bee made by th^e s^d Elizabeth Greene for th^e Recouering of yo^r Pet^{rs} & his s^d wifes credit. And yo^r Pet^r shall pray.

John Williams p^rf The words appeare noe scandall to th^e Pet^r
Elizabeth Greene d^eft or his wife. The p^rf nonsuited.

To the hon^{ble} th^e Gouverno^r & Councell of Maryland

The humble Petⁿ of Hannah Lee Sheweth

That whereas Cap^t Christopher Russell did th^e 17th day of ffeb A^o D^{ñi} 1661 become Bownd to yo^r Pet^r in th^e sume of 1828^s of Tob, And whereas yo^r Pet^r hath seuerall times demanded th^e s^d Tob

of Cap^t Josias ffendall & M^r Robert Hundley Admīstrato^{rs} to th^e s^d Liber B B Russell, and was & is still refused th^e same, yo^r Pet^r humbly Craues order agst th^e s^d ffendall & Russell for her s^d Debt, wth Costs of suite, & shee shall pray &c:

Hannah Lee p ^{lf}	}	The p ^{lf} sueth as in her Pet ⁿ & w th all produceth Cap ^t Russell bond or specialty accordingly to th ^t purpose, w ^{ch} was for 1828 ^l of Tob & Cask, and dated as afores ^d in th ^e Pet ⁿ , To w ^{ch} the Dēft by his Attorney Thomas Lomax desyeth Respite till next Provinciall Court, w ^{ch} would not bee admitted by th ^e Board. It is therefore ordered th ^t th ^e p ^{lf} Recou ^r , And that th ^e Admīstrato ^{rs} pay unto th ^e p ^{lf} One Thows ^d Eight hund ^d Twenty Eight pownds of Tob & cask, w th Costs of suite, according to her demand & her s ^d Bill.
Cap ^t Josias ffendall } dēft		
Admīstr ^r &c:		

To the R^t hon^{ble} the Gouverno^r & Councell of Maryland

The humble Petⁿ of Hannah Lee, Humbly Sheweth

That whereas yo^r Pet^r was by an Assembly held in April 1662 ordered for th^e now State howse 12000^l of Tob, w^{ch} s^d Tob was ordered uppon Charles County, to bee payd by the Sheriffe M^r James Lindsey, and hath not as yett beene payd though seuerall times demanded, Yo^r Pet^r humbly Craues order agst th^e s^d sheriffe (according to Act of Assembly for ordination of th^e s^d su^me uppon th^e s^d County) & shee shall pray &c:

Hannah Lee p ^{lf}	}	Vppon w ^{ch} pet ⁿ of th ^e p ^{lfs} , It is ordered th ^t the dēft pay unto th ^e p ^{lf} Twelue Thows ^d pownds of Tob, in Case hee doe not bring & shew sufficient discharges for th ^e s ^d su ^m e or any part thereof before the Twentieth day of this month.
James Lindsey dēft		

ffrancis Mogge p ^{lf}	}	noe Cause of accōn th ^e p ^{lf} nonsuited.
Marks Pheypo dēft		

To the hon^{ble} th^e Gouverno^r & Councell of Maryland.

[p. 111]

The humble Petⁿ of George Marshall, Sheweth,

Whereas yo^r Pet^r being marryed to th^e Daughter of Henry Potter hath an interests in seruants who made a Crop wth Will^m Greene & James Woosey in th^e yeare 1662, & yo^r Pet^r disposing of part of th^e Tob to satisfy part of Will^m Greenes Debts, w^{ch} th^e s^d Will^m Greene stands Debitor unto yo^r Pet^r in th^e full su^me of 450^l Tob, as by yo^r Pet^{rs} acc^{ts} may appeare. Yo^r Pet^r therefore desyeth an order for th^e s^d Tob, & hee shall pray &c:

George Marshall p ^{lf}	}	In this Cause the p ^{lf} is nonsuited. The other Will ^m Greene dēft Cause yesterday in Court, w ^{ch} hath some Resemblance w th this, Retracted.
Will ^m Greene dēft		

Vid fol 56.

Liber B B To the hon^{ble} the Governo^r & Councill of Maryland.

The humble Petⁿ of Will^m Lawrence, Sheweth

That whereas Anne Beach of this Prouince on the 22th January 1663 did by Deed under her hand writing freely giue unto her Daughter Mary, who was th^e Wife of yo^r Pet^r One Cowe & one heifer, w^{ch} Cattle wth their encrease, yo^r Pet^r demanded of Thomas Innes, who hath marryed th^e afores^d Anne Beach, But is denyed them & therefore hath entred his suite. Humbly beseeching y^r hon^{rs} to take th^e p^rmisses into yo^r Consideraōns & graunt order th^t th^e s^d Innes doe forthwth deliuer yo^r Pet^r his s^d Cattle, & pay Costs and Charge of suite, & hee shall pray &c:

Will^m Lawrence p^{ff} } The dēft Confesseth that there was a wright-
Thomas Innes dēft } ing made by th^e s^d Anna Beach of a gwiſt of
Cattle notwthstanding th^e s^d Anne did neyther Record it, nor made a
deliury of th^e same, Keeping th^e power in her owne hand to alter
th^e same, according as shee thought to bee more Conuenient for her
Children. To w^{ch} th^e p^{ff} replyeth, That hauing th^t wrighting or
Deed in his keeping, hee caused the same to bee Recorded.

The Judgm^t of th^e Board is that th^e p^{ff} ought to recouer the Cat-
tle, And Ordered that hee receaue & recouer th^e same from th^e dēft.

Know all men by these p^rnts That I Thomas Gerard Esq^r Doe
hereby ordaine & appoynt Thomas Nottley merch^t to bee my lawful
Attorney, To plead to & answere all accōns w^{ch} I haue commenced att
th^e next Prouinciall Court held th^e 8th day Instant September, or
w^{ch} are Commenced agst mee th^e s^d Gerard by any p^rson whatsoever,
And what my s^d Attorney shall Lawfully doe or Cause to be done in
& about th^e p^rmisses, I doe hereby allow of ratify & confirme as if I
were there p^rnt att th^e doing thereof my selfe. Wittnes my hand
this 5th day of Septemb^r Año 1663. Tho: Gerard

Wittnes Rob^t Slye George Reynolds.

[p. 112] Thomas Gerard p^{ff} } The p^{ff} declares agst th^e dēft in an accōn of
Anne Haggett dēft } Debt, and demands th^t th^e dēft as Admīstra-
trix to th^e Estate of humphrey Haggett her husband Deceased, doe
forthwth pay unto th^e p^{ff} th^e su^me of Thirteene hund^d pownds of
good Tob. & cask Due & oweing by th^e s^d Humphrey Haggett De-
ceased unto th^e p^{ff}, as may appeare by one Bill under th^e hand of th^e
s^d Humphrey Haggett bearing date th^e 27th day of May 1661. The
w^{ch} s^d Debt or su^me of Tob th^e p^{ff} hath demaunded of th^e dēft as
Admīstratrix afores^d to satisfy & pay, But shee th^e dēft hath & still
doth refuse to satisfy or pay th^e same. Wherefore the p^{ff} Craueth
Judgm^t of this hon^{ble} Court agst th^e dēft for th^e s^d Debt of 1300^t
Tob, & for cost of suite Tho: Gerard.

To w^{ch} th^e dēft Craues Reference till next Prouinciall Court, Liber B B
 alleaging th^t shee knew nothing of this Debt demanded by th^e p^{tf},
 neyther knoweth shee whither th^e whole Debt or part thereof bee
 satisfied (if it bee her husband Haggetts Bill) to th^e p^{tf}.

This Bill bindeth mee Humphry Haggett of th^e Prouince of Mary-
 land my heyres & assignes to pay or cause to be payd unto M^r Thomas
 Gerard Esq^r his heyres or assignes the sūme of Thirteene hund^d
 pounds of good sownd merch^{ble} & well Condiōned Tob & Cask to
 bee payd att my owne Dwelling Plantaōn att or before th^e Tenth day
 of Nouemb^r next ensuing. Wittnes my hand the 27th May 1661.

Test John Hobbs Tho: Lomax. Humph: Haggett.

Thomas Lomax sayth, That hee writt this Bill & th^t it was Hum-
 phrey Haggett act & Deed.

Ordered th^t this Cause bee Respited till next Prouinciall Court,
 And th^t then th^e dēft proue paym^t of the Bill, or ells to satisfy & pay
 th^e same to th^e p^{tf}.

To the hon^{ble} th^e Gouverno^r & Councell of Maryland.

The humble Petⁿ of Elizabeth Willan Adm^{ist}rix of Richard
 Willan, Sheweth

That yo^r Pet^r being molested & troubled by many & seuerall p^rsons
 for Tob deposited in th^e hands of Yo^r Pet^{rs} late husband being then
 sheriffe, W^{ch} Tob was receaued & disposed of by M^r John Hammond
 yo^r Pet^{rs} husbands undersheriffe, Who gaue in Bond to yo^r Pet^{rs}
 husband to saue & secure him harmelesse. Wherefore yo^r hon^{rs} Pet^r [p. 113]
 humbly Craues Judgm^t for th^e s^d Bond & shee shall pray &c:

Elizabeth Willan p^{tf} } The Dēft desyreth th^t th^e writt may abate.
 Anne Hammond dēft } The Judgm^t of th^e Court is that there was
 sufficient matter to proceede. The Dēft Craueth Respite till next
 Prouinciall Court, w^{ch} was graunted.

Anne Hammond p^{tf} } The Informaōn or Declaraōn not appearing
 Elizabeth Willan dēft } positie, The p^{tf} nonsuited.

Elizabeth Willan p^{tf} } The p^{tf} sueth for Certaine Tob. Depos-
 Will^m Hollingworth dēft } ited in th^e hands of th^e Dēft by M^r John
 Hammond &c: The dēft by his Attorney Craueth Respite till next
 Prouinciall Court, by w^{ch} time M^r Hollingworth will be in here, who
 is dayly easpected, & then make answeere to what shall bee alleaged
 agst him himselfe, W^{ch} was graunted.

To the hon^{ble} the Gouverno^r & Councell of Maryland

The humble Petⁿ of Thomàs Dent th^e Attorney of John Saffin,
 Sheweth,

Liber B B That M^r Will^m Battin dyed indebted unto yo^r Pet^r th^e su^me of 4420^t Tob & Cask, as by Bond appeareth, Wherefore yo^r Pet^r humbly Craues order of this hon^{ble} Court for th^e s^d Tob, agst th^e Admistratrix of th^e s^d Battin wth Cost of suite, And hee shall pray & John Saffin p^{lf} } The p^{lf} sueth as in his Petⁿ for Tob, But not Margery Battin dēft } according to th^e writt entred, It being for money Sterl. The Dēft therefore Craues abatem^t of th^e writt, W^{ch} was graunted.

Warr^t to th^e sheriffe S^t Maries County to Impanell 2 Juries, Viz^t, a Grand Jury & Petite Jury, & to make Ret. forthwth. By order of th^e Board Will^m Bretton/

Vid fol. 53. To th^e R^t hon^{ble} th^e Gouverno^r & Councell of Maryland

& 54. The humble Petⁿ of John Tucker, Sheweth

That wheares there is an Order of Court passed agst him for 3000^t & odde Tob. to Raymond Staplefort, Yo^r Pet^r neuer hauing had th^e Consideraōn of th^e s^d Debt, Humbly Craueth Iniunction to stop further proceedings in Common Law & to haue a hearing in Chancery. And hee shall pray &c:

[p. 114] Ordered by th^e Board that th^e Judgm^t yesterday passed agst th^e
Vid fol. 54. Pet^r bee suspend^d, it being for Three Thows^d one hund^d seuenty Two poun^ds of Tob & Cask, And th^t Raymond Staplefort then p^{lf}, haue till next Prouinciall Court to make his demand appeare due: & answer to what is objected agst th^e Bill by th^e Pet^r Concerning th^e Consideraōn receiued, for w^{ch} th^t Bill was passed.

Ret. Writt Sheriffe for Grand Jury & warned.
fforeman

M ^r Thomas Nottley	John Metcalfe	Thomas Simpson
German Gillett	Robert Robins	Peter Mills
Robert Hooper	George Marshall	Nicholas Yowng
John Lumbrozo	Henry Spinke	ffrancis Anketill
Will ^m Harper	Thomas Taylor	Henry Pennington

All sworne.

Then M^r Attorney Gräll prefers this Inditem^t.

Vid supra
fol. 48 & fol. 57
Lett it bee enquyred for th^e R^t hon^{ble} th^e L^d Prop^r whither Eliza-
beth Greene of S^t Michaels Hund^d in th^e County of S^t Maries att th^e
howse of th^e s^d Elizabeth Greene a Certaine acquittance dated th^e
third of March 1659 in these words (Viz^t) "Receaued th^e 3 of
" March 1659 Bee it knowne unto all men by these p^rnts That I
" Tegar Winn haue receaued of Henry Potter ffowre hogsh^{ds} of
" Tob weighing neate 1692, & Three fitches of Bacon w^{ch} came to

" 2 hund^d 30-9, W^{ch} I receaved as an Attorney of Rob^t Kings for Liber B B
 " his use in full satisfaction for a mayde seru^t w^{ch} th^e Wife of Henry
 " Potter past her Bill, The bill being taken by th^e Dunkarke. The
 " su^me of th^e s^d Bill 1-9-3-1. Teagar X Win his marke. Henry
 " Kinton, Daniel Spences Henry Dosen ↪ his marke. Did cause
 to bee forged by Richard Jones seru^t to th^e s^d Elizabeth Greene. And
 th^e same soe forged did att this Prouinciall Court offer to Euidence,
 Contrary to Law in that Case Prouided, his L^{ps} Rule & Dignity.

W^{ch} Being Read the Juro^{rs} went to consider thereof, by themselves, & their Verdict.

The Court adiorned by th^e Leiu^t Gräll for Two howres.

The Court mett againe All p^{nt} as afore. The Grand Juro^{rs}
 Brought in their Verdict (Viz^t) Billa Vera

Writt to th^e Sheriffe of St Maries County to putt th^e s^d Elizabeth
 Greene into safe Custody.

Att a Court held th^e 5th March 1662 in Caluert County [p. 115]

Thomas Sprigge	Thomas Letchworth	} Commis ^{rs}
Thomas Brooke	Charles Brooke	

Thomas Courtney p^{lf} } The Petⁿ of th^e p^{lf} sheweth, That whereas
 ffrancis Anketill dēft } ffrancis Anketill keepeth an Vnlawfull Dog,
 w^{ch} Dog hath bitt & wounded yo^r Pet^{rs} Wife, & can haue noe satisfaction
 from th^e s^d Anketill, Yo^r Pet^r humbly addresseth himselfe to this Court, & Brings his accōn agst th^e s^d Anketill to th^e ualue of
 Two Thows^d ffue hund^d pounds of Tob Damages.

The Dēft in this Cause Craueth an Appeale to th^e Prouinciall
 Court, W^{ch} was Granted. James Thompson, Clerke

Thomas Courtney p^{lf} } To this the dēft sayth, That hee keepeth noe
 ffrancis Anketill dēft } such Dog, Neyther hath hee any such Dog
 by him, And that th^e thing was accidentall & thereuppon hee killed
 that Dog & that neyther himselfe, nor any other, did sett that Dog
 uppon th^e p^{lfs} Wife shee being his sister.

The Judgm^t of th^e Board is, Noe Cause of accōn.

John Abington p^{lf} } The p^{lf} demandeth of th^e dēft ffue Thowsand
 Hannah Lee dēft } ffowre hund^d & Twelue pounds of Tob & Cask
 due by Bill dated 18th Septemb^r 1662. The dēft sayth th^t shee hath
 satisfied 3318^t Tob. out of th^t Bill w^{ch} th^e p^{lf} alloweth.

And th^e s^d Hannah Lee Confesseth Iudgm^t for Two Thowsand
 ninety fowre pounds of Tob & Cask, to M^r John Abington, It being
 th^e Ballance of th^e s^d Bill.

Liber B B To the hon^{ble} th^e Gouverno^r & Councell.

The humble Petⁿ of Peter Joy & John Mirth, Sheweth.

That whereas Daniel Goldson, who was father to yo^r Pet^{rs} wife, some yeares since departed this life, Left a Considerable Estate in th^e hands of Dorothy his Wife, whom by Will hee made his absolute Execatrix, The w^{ch} Estate (as by Will may appeare Relatō being thereunto had) was to bee kept whole & entyre upon th^e Plantaōn Left by th^e fores^d Deceased. But now soe it is th^t th^e s^d Executrix since married wth Giles Sadler, & after th^e s^d Sadlers Decease married againe wth M^r Hugh Sanley, Who hath wholly nullated th^e will of th^e s^d Goldson by selling th^e Cattle & hoggs, & taking th^e seruants of from th^e s^d Plantaōn, Contrary to th^e Will of th^e s^d Goldson, All w^{ch} ought to haue beene kept entire upon th^e s^d Plantaōn, untill yowng Daniel Goldson yo^r Pet^{rs} Brother in Law should haue come to age. Neyther hath th^e Executrix, or any other for her, as yo^r Pet^r yett knoweth of, gyuen an accompt of th^e s^d Goldsons Estate, as [p. 116] touchings the orphans, although by Law in this Prouince Administrato^{rs} or Execut^{rs} are thereby Engaged soe to doe. By w^{ch} neglect yo^r Pet^r humbly Conceiues, th^t if not timely preuented, both himselfe wth th^e other Orphans (concerned in th^e s^d Will) will bee utterly depriued & outted of their iust dues, wherefore yo^r Pet^r humbly Craues th^t yo^r hono^{rs} will take th^e p^rmisses into serious Consideraōn, & Graunt yo^r Pet^{rs} such Releife as Law & Equity hath prouided in such Cases, & yo^r Pet^{rs} &c: shall pray &c:

Vid th^e depos^{ns} fol. 118. This Cause att th^e request of M^r Hugh Stanley, (who is now interested in th^t Busines) Is Respited till next Prou: Court.

Cap ^t Tho: Manning	} p ^r f }	This Cause was by Appeale from Cal- uert County Court. Retracted.
Att: Jō: Edmondson		
ffrancis Gill, Att:		
Henry Mitchell		

Bee it knowne unto all men by these p^rnts th^t I Luke Barber make & appoynt my worthy ffreind M^r Tho: Nottley my true & lawfull Attorney in a suite depending this Court betweene Henry Spinke & Elionor his Wife & my selfe, And whatsoeu^r my s^d Attorney shall act or doe, I bind my selfe by these p^rnts to ratify & confirme in as ample manner as if I my selfe were then and there p^rsonally p^rnt. Wittnes my hand 10th Septemb^r 1663. L Barbier

Testes John Gittings Rob^t Clarke.

To the R^t hon^{ble} th^e Lord Leiu^t & Councell of the Prouince of Maryland.

The Humble Petⁿ of Henry Spinke, Sheweth.

That yo^r Pet^{rs} Wife being summoned to make her p^rsonall appearance att a Court held att New Towne the sixteenth day of June last

past, to testify her knowledge in a Cause then & there depending be- Liber B B
 twixt Benjamin Hunton p^{lf} & D^r Luke Barbier d^{ft}, uppon penalty
 of 500^t Tob. in case of not appearing, She, according to th^e summons
 made her appearance, And when shee was gyuing in her testimony
 uppon oath D^r Barber (contrary to that Law, w^{ch} doth prouide for
 th^e safety & security of Wittnesses) in a reproachfull & slanderous
 manner called yo^r Pet^{rs} Wife whoare, And th^e s^d D^r Barbier did
 then & there affirme seuerall times that shee was a whoare, Saying
 th^t hee had caught her wth her Coates up, & that Rogue Tom Hughes
 wth his breeches downe, in such uncyuell acc^{ons} nott fitt to bee named,
 And further th^t hee brought in none but Rogues & Whoares wth him,
 some from Newgate: some from Bridewell: & some from th^e Whip-
 ping Post, Saying, And thou wert th^e Impudance of all, By your
 Pet^{rs} Wife, shee comming in his seru^t, And allsoe th^t her oath was [p. 117]
 false & malicious, w^{ch} hee would proue. Now soe it is th^t yo^r Pet^{rs}
 Wife hath benee almost these fue yeares in this Country, wthout
 th^e least blemish of immodesty th^t Carping enuy could suspect, eyther
 in her behauior, speech, or carriage, as is manifest to all her neigh-
 bours, wth whom shee hath bene conuersant, And th^t her Educa^{on} &
 former life in England being knowne to diuers in this Country to bee
 noe other but honest, modest & Ciuill, Butt now by those slaunders
 speeches of th^e afores^d Barbier, w^{ch} hath so wounded her in her
 credit, Reputa^{on} & hono^r (w^{ch} is far dearer then life) That all th^e
 uertues of her former life is blasted & shee blazed for a whoare &
 Strumpett, unlesse yo^r hon^{rs} doe graunt her Repara^{on} agst th^e s^d
 Barbier, w^{ch} yo^r Pet^r Conceiues yoⁿ ought in Justice & hono^r to doe,
 Least this stands for a President for futurity, for such abusiues
 ffellowes not only to abuse Wittnesses in Contempt of Gouvern^t &
 lawfully summoned: Butt also take the Priuiledge to slaunder &
 abuse all Woemen lett them be euer soe Innocent (noe mans Wife
 Excepted) Wherefore hee humbly Craues th^t th^t Cause may bee
 tryed by an able Jury, & shee repayred according to th^e meritt of th^e
 offence. And hee shall euer pray &c:

Henry Spinke p ^{lf}	}	This Cause is Respited till next Prouinciall Court, And the Court ordered the Clarke to take th ^e Depos ^{ns} of all those now summoned in this Cause, & to giue Copies thereof eyther to p ^{lf} or d ^{ft} (if demanded) whereby to pre- pare themselues ag st next Prouinciall Court.
D ^r Luke Barbier d ^{ft}		

John Jerome aged 24 yeares or thereabouts sayth uppon Oath,
 That att th^e Court att New Towne D^r Luke Barbier called Henry
 Spinks wife whoare, And sayd th^t hee would proue it, for hee sayd
 th^t hee caught her wth her Coates up about her middle, & Thomas
 Hughes wth his Breeches about his heeles, & in most unciuill acc^{ons}.
 And th^e s^d D^r Barbier further sayd th^t her oath was malicious & false,
 & thereuppon threw it to M^r Hall & bid him enter it, for hee would

Liber B B proue it, & sayd th^t hee brought none but Rogues & whoares along wth him out of England: some out of Bridewell & some out of Newgate, & shee was th^e arrentest whoare that came.

Sworne in open Court before me

John Jerome.

Will^m Bretton Clk.

Peter Mills, sayth uppon oath That att S^t Maries County Court held th^e 16th day of June last, After Elionor Spinke had taken her oath agst D^r Luke Barbier, in a Cause depending in th^e s^d Court The s^d Barber called Elionor Spinke whoare, & th^t hee had taken her wth her Coates up to her middle; And th^t Rogue Tom Hughes wth [p. 118] his Brittches downe, & th^t hee would take his oath of it, & th^t hee did bring into th^e Country wth him none but whoares & Rogues, some from Bridewell, some from Newgate, & some from th^e Whipping post & then Poynting to th^e s^d Elionor hee sayd, & thou wert th^e Impudentest whoare of them all. And further hee sayd th^t her Oath was false & malicious, & hee made noe question but to proue her periured, & a great many other uery long speeches.

Peter P Mills

Sworne in Court by mee

mark

Will^m Bretton Clk.

Henry Hyde aged 26 yeares or thereabouts sayeth uppon Oath, That in an open Court held att Newtowne th^e 16th day of June 1663 hee heard D^r Luke Barbier call then & there Henry Spinkes Wife Whoare, & sayd hee tooke her wth her Coates up & Thomas Hughes Breeches down, & uppon his Wifes bed, & hee sayd they were nought together. And being demanded whither hee would proue that, Hee answered hee would take his oath uppon it, & sayd it was uery true for hee immediately gaue her Correction for it, And there was none but whoares & sluts th^t hee brought into this County, such as were brought out of Bridewell & Newgate, whereof shee was th^e most impudentest, & further sayth not

Henry Hyde.

Sworne by me in Court Will^m Bretton

German Gillett sweareth th^e same wth Henry Hyde ut supra, And ffurther th^t D^r Barber sayd That shee (Viz^t) Spinks Wife was not only a whoare: But th^t hee would proue & maintaine her a whoare.

Sworne in Court by mee

German A Gilletts

Will^m Bretton.

marke

Michael Higgins sworne sayth th^t M^r Hugh Stanley sould of Daniel Gouldsons Estate Two Cowes wth Two Cowe Calues, unto Timothy Goodridge; one Cowe wth a Cowe Calfe, unto Will^m Turner, One Cowe wth a Cowe Calfe, unto D^r Stephen Clifton, Two hoggs to th^e s^d Will^m Turner, one hogge to this Depon^t th^e s^d Michael Higgins, And further th^t th^e s^d Stanley carryed from th^e s^d Gouldsons plantaon ffive hoggs & ffive piggs th^e w^{ch} were apprayسد to six hund^d pownds of Tob, And th^t M^r Stanley hyred a seruant named

John Owins unto this Depon^t, w^{ch} s^d seru^t run away, & further Liber B B
sayth not. Michael Higgins.

Jurat in Cour^t Will^m Bretton.

Thomas Booth iurat idem uerbatim cum Michael Higgins

Jurat Corā me Will^m Bretton/

Mr Attorney Gräll, p^{tf} } Cap^t John Norwood (being called) in- [p. 119]
John Hammond } formes th^e Court th^t by order from th^e
Will^m Dauies } defts } Captaine of th^e Trayned Band, to wit,
Samuel Allcock } Cap^t Thomas Bessone, hee seized &
marked Certaine Tob for a fine of John Hammonds, W^{ch} s^d
Tob (soe seized as afores^d) was disposed of & payd away by
Thomas Hammond his ffather, after that it was soe marked in Con-
tempt of th^e Law & order prouiding in th^t behalfe, & gouern^t here.
Thomas Hammond Confesseth in open Court th^t hee tooke, & payd
away one hogshhead of Tob, to his owne use, soe marked & seized by
Cap^t John Norwood then sheriffe.

Ordered thereuppon th^t Cap^t John Norwood bee accountable to th^e
L^d Prop^r for th^e Tob. soe seized by him, And th^t hee bee left for his
Remedy agst Thomas Hammond in accōn of Trouer & Conuersion,
or any other Lawfull way.

Mr Attorney gräll, p^{tf} } Cap^t Norwood allso informes th^e Court, th^t
Will^m Dauis Dēft } by order from th^e Cap^t of th^e Trayned Band
hee seized & marked Certaine Tob. for a fine, w^{ch} was afterwards
payd away & disposed of by th^e s^d Dauis or his order.

W^{ch} being acknowledged, Ordered th^t Cap^t John Norwood bee
accomptable for th^e same, & th^t hee bee left to his remedy agst th^e
deft in accōn of Trouer & Conuersion or any other lawfull way.

Mr Attorney Gräll p^{tf}, } Cap^t John Norwood allsoe informes agst
Samuel Allcock Dēft } this th^e dēft, shewing th^t whereas as afore
hee seized & marked Certaine Tob, W^{ch} notwthstanding th^e Tob soe
marked as afores^d was payd away & disposed of by him.

W^{ch} Acknowledged, Ordered th^t Cap^t Norwood bee accomptable
for th^e s^d Tob, & th^t hee bee Left to his remedy agst th^e dēft in accōn
of Trouer & Conuersion, or any other Lawfull way ut supra.

To the R^t hon^{ble} th^e Gouverno^r & Councell of Maryland.

The humble Petⁿ of John Norman Sheweth.

That whereas yo^r Pet^r impleaded Thomas Emerson att Anarundell
County Court, for his freedome, who did there ioyne issue & had
tryall by a Jury, who brought in their Verdict th^t yo^r Pet^r was ffree,
& did Likewise award th^e s^d Emerson to pay Costs of suite, Where-
uppon yo^r Pet^r had Judgm^t graunted uppon th^e s^d Verdict, W^{ch} yo^r
Pet^r humbly conceiues to bee th^e finall end of th^t suite; Vnlesse th^e

Liber B B Jury bee questioned by writt of Error, & whereas John Brewer hath uniuſtly moleſted yo^r Pet^r pretending to ſue yo^r Pet^r in Chancery, Whereuppon yo^r Pet^r hath appealed to yo^r hon^{rs} to confirme th^e Judgm^t of Anarundell County Court uppon th^e Verdict of th^e Jury wth Coſts of ſuite & hee ſhall pray &c:

[p. 120] Theſe p^rnts teſtify th^t I John Brewer of th^e County of Anarundell doe hereby conſtitute & appoynt M^r Samuel Chew of th^e ſame County to bee my true & lawfull Attorney to proſequute a ſuite depending betweene mee (as admiⁿſtrato^r of th^e Eſtate of John Hatton Deceased) & John Normand: And to make one Attorney or more under him, according as hee my ſ^d Attorney ſhall ſee cauſe, And doe hereby giue & graunt unto my ſ^d Attorney or Attorneys as full power to act in th^e p^rmiſes, as if I my ſelfe were there p^rſonally p^rnt, as Wittneſ my hand this 25th of Auguſt 1663. John Brewer.

Signed in th^e p^rnce of uſ

Samuel Withers Rog: Grosse.

ffor th^e better exp laying of th^e Caſe th^e Record of th^e County Court of Anarundell as are as followeth.

Normans
Indenture

This Indenture made th^e fowrth day of Decemb^r 1662, Between John Normand of th^e one parte, & John Hatton of th^e other parte, Wittneſſeth th^t John Normand doth Couenant & agree wth John Hatton to ſerue him the tearme of three yeares ſeruiſe in Virginia hee th^e ſ^d John Hatton, finding & allowing th^e ſ^d John Norman, meate, drinke, & lodging wth other neceſſaries during th^e ſ^d tearme, And att th^e end of th^e ſ^d tearme to pay unto th^e ſ^d John Normand according to th^e Cuſtome of th^e Country. As witneſ my hand & Seale this ffowrth day of December 1662 his marke

Tested by John ffeilder Oliuer Wigg.

John X Normand
& Seale O

M^r Hattons
Noate.

Theſe p^rnts doe teſtify th^t if I John Normand doe pay unto John Hatton th^e ſu^me of Two Thowſd^d pownds of Tob & caſk, Then th^e ſ^d John Normand ſhall haue his freedome to himſelfe, as witneſ my hand this ffowrth day of Decemb^r 1662. John Hatton

Wittneſſe Oliuer Wigg John ffeilder

June 10th

Normands
Petⁿ

To th^e R^t worth th^e Commis^{rs} for th^e County of Anarundell

The humble petⁿ of John Normand, Sheweth.

That yo^r Pet^r was a ſeruaut to John Hatton gentⁿ Deceased wth condi^cion to ſerue th^e ſ^d Hatton, but noe aſſignes or any other p^rſon whatſoeu^r. And therefore yo^r Pet^r Craueth his freedome, being hee was to bee free att th^e Death of th^e ſ^d John Hatton. And yo^r Pet^r ſhall pray &c:

The marke X of
John Normand

Whereas John Norman p^resented a Petⁿ to th^e Court for his ffreedom the s^d Normand being transported into this Prouince by & att the Charge of M^r John Hatton merch^t Alleaging himselfe to bee ffree att th^e Death of th^e s^d John Hatton, And thereuppon desyred a Jury, W^{ch} being graunted, & a Jury impanelled, The s^d Jury uppon mature deliberaōn uppon th^e premises: By their Verdict declared th^e s^d Normand a ffreeman. The Court hath therefore ordered th^e s^d Normand his ffreedom & allso hath ordered th^e s^d Normand to pay all Costs & charges.

Liber B B
[p. 121]
Order of th^e
County
Court.

The names of th^e Juro^{rs}

Will ^m Hopkins	James Sowthward	David Stewart
Henry Catelin	Cornelius Howard	John Ewen
Will ^m Crouch	John Sison	Nicholas Gassoway
Emanuel Drew	Will ^m Hills	Will ^m Toulson.

Wee the Juro^{rs} uppon matter depending betweene Thomas Emerson & John Normand, hauing maturely Considered thereof wee unanimously conclude th^e s^d Normand to bee a ffreeman, & doe award th^e s^d Emerson to pay Costs of suite

Juries
Verdict

fforeman Will^m Hopkins

To the Comis^{rs} of this County

The humble Petⁿ of John Brewer in th^e behalfe of John Hatton, Sheweth.

10th August
M^r Brewers
Petⁿ after
Judgm^t

That whereas John Normand p^rferred a Petⁿ to this Court for his freedom, & uppon it Craued a Jury, w^{ch} th^e Court Graunted, & the Juro^{rs} by their Verdict freed him, Wherefore yo^r Pet^r desires Releife in Chancery, & desyres order for a ualuable Consideraōn for his transportaōn, w^{ch} is butt a reasonable demand & in Equity & Conscience can nott bee denied And yo^r Pet^r shall pray &c:

John Normand Craues an Appeale to th^e Prouinciall Court. An Appeale is graunted by th^e Court (unto John Normand) unto th^e Prouinciall Court depending betweene M^r John Brewer p^rff, Admistrato^r of th^e Estate of M^r John Hatton merch^t Deceased, And the s^d Normand dēft, The s^d Normand putting in Security to pay dowble Costs & dārnages if cast in th^e suite.

Normands
Appeale

Know all men by these p^rnts th^t Wee John Normand Will^m Hopkins & John Sison stands firmly bownd unto th^e Lord Proprietary & his heyres in th^e suñe of Ten Thows^d pounds of casked Tob, to bee paid unto th^e s^d Lord Proprietary or his heyres. Signed wth o^r hands & dated th^e Tenth day of August, 1663.

Bond of
Security

The Condiōn of this obligaōn is such, That if th^e aboue bownden John Normand doe appeare att th^e next Prouinciall Court, to prosecute th^e suite depending betweene John Brewer Admistrato^r of th^e Estate of M^r John Hatton merch^t & John Normand late a seruant to

Liber B B the sayd Hatton, & there to abide the Judgm^t of the Court: & if cast
 [p. 122] in the suite pay dowble Costs & Damages, That then this p^{nt} obli-
 gaōn to bee uoyde, or else to remaine in force.

Signed in the p^{nce} of

Sam: Chew sheriffe

A Skinnar Cler. Com^t

John Sison

Will^m Hopkins

marke

John X Norman

Vera Copia Test me A Skinner, Cler. Com.

Hitherto the Rcor^d of the County Court.

John Norman p^{ff}

Attorney M^r Homes

John Brewer dēft

Attor: M^r Chew.

} The whole Busines being read, & skanned
 } by this Court, The Judgm^t of this Court
 } is th^t M^r John Brewer cannott be releuiud
 } in Chancery in this Cause, By reason of
 the Act Limitting seruants times, The s^d John Normand being bownd
 by Indenture, by w^{ch} the Court must be directed, & stand to as it di-
 rectly lyeth by the words as in the s^d Indenture is expressed. Where-
 uppon the Judgm^t of Anarundell County Court is Confirmed to bee
 ualid & iust, And the s^d John Normand is dismissed wthout day.

Whereas att a Prouinciall held att S^t Maries on the 7th day of
 Octob^r 1662, John Little obtayned Judgm^t agst Andrew Dickson &
 Griffith George for 1915^t Tob, & one man seru^t for w^{ch} the s^d John
 Little tooke out Exequiōn for Ten Thows^d pownds of Tob, Bearing
 date 20th of January 1662, on the backside of w^{ch} writt of Exequiōn
 it is written as followeth (Viz^t)

These p^{nts} wittnes th^t I John Little doe release & discharge
 Andrew Dickson & Griffin George of all debts dues & demands from
 the beginning of the world to the date hereof, & more p^ticularly of
 the wthin written Exequiōn. Wittnes my hand this 15th of August
 1663.

Wittnes George Hardestie

Thomas Manning.

John **XL** Little

The p^{nts} wittnes th^t I John Little doe make my ffreind Tho:
 Manning to bee my Attorney to acknowledge att the Prouinciall
 Court the aboue written discharge to bee my Act & Deed. Wittnes
 my hand this 17th August 1663.

Wittnes George Hardestye

John **H** Leech

marke

John **XL** Little

[p. 123] Came into the Court Cap^t Thomas Manning, & according & by
 uertue of his Letter of Attorney doth release Andrew Dickson &
 Griffin George from the Exequiōn & Judgm^t of John Little obtayned
 7th Octob^r 1662, as aboues^d.

John Lumbrozo informes the Court agst John Legatt minister
 how th^t the s^d Legatt marryed wthout Lycence, or asking of the

Banes according as is provided by Act of Assembly Daniel Mac- Liber B B
donall to a mayd seruant th^t Benjamin Hammond sold to th^e s^d
Madonell this Last Spring, And Likewise th^t th^e s^d John Legatt
married John Gee wthout Lycence as afores^d to a mayd seruant be-
longing to M^r Rob^t Slye, W^{ch} s^d mayd was ffree from th^e s^d Slye the
last Spring.

Know all men by these p^rnts that I John Legatt of Charles County
Clerke doe Constitue ordaine & appoynt M^r Thomas Nottley my
true & Lawfull Attorney, in my name & steed to answer & plead to
Two Accōns commenced agst mee by th^e L^d Prop^r att th^e next Pro-
uinciall Court to bee held att S^t Maries th^e 8th instant, And what my
s^d Attorney shall doe or cause to bee done in rela^ōn to the same I doe
hereby ratify allow & confirme to bee substantiall & ualuable to all
intents & purposes, as if I my selfe were there p^rsonally p^rsent att
th^e doing thereof. In wittnes whereof I haue hereunto sett my hand
the 5th Septemb^r 1663. Jo: Legatte

Wittnesed by Thomas Thorowgood

Thomas Lomax.

To w^{ch} Informa^ōn John Legatt, by his Attorney, pleads not Guilty,
And th^e s^d Lumbrozo, not being able to make iust prooffe of what is
alleged by him, The Informa^ōn is Judged nothing.

M^r Richard Smith informes th^e Court how th^t M^r Thomas Man-
ning ioyned in marriage wthout eyther Lycence, or asking th^e Banes
according to Act of Assembly, or other publica^ōn Will^m Chaplin &
Mary Richardson, W^{ch} beeing confessed by him,

Ordered th^t M^r Thomas Manning pay fiue Thows^d pownds of
Tob the one moiety to th^e informer, & the other moiety to th^e L^d
Proprietary, And th^t th^e p^rsons married pay One Thows^d pownds
of Tob, the one halfe to th^e L^d Proprietary, & the other halfe to th^e
Informer as afores^d.

M^r Attorney grāl p^rf } Moses Stagwell, (being called) informes th^e
William Ellyote Dēft } Court how th^t Richard Blunt High Sheriffe
of th^e Isle of Kent came to the howse of th^e Dēft, to demand Cer-
taine Tob. due uppon Exequūon, w^{ch} the deft refused to pay, Where-
uppon hee Layd his Exequūon for part uppon a Boate, w^{ch} boate
Abraham Bishop att th^e Instiga^ōn of th^e s^d Ellyote carried away [p. 124]
not suffering it to bee apprayed. And further th^t th^e s^d sheriffe sett
th^e Broad arrow uppon Ellyots Tobacco howse dore, w^{ch} th^e s^d
Ellyote rased out in contempt of th^e Law & order prouiding in th^t
behalfe & Gouvern^t here. The Tob demand^d by Moses Stagwell
(M^r Richard Blunts Vndersheriffe is ffor sheriffs ffees Leuies &c: 320
320^l Tob, ffor Cl^ks ffees 90^l Tob, for want of planting Corne ac- 90
cording to Act of Assembly 300^l Tob. 710

Liber B B Ordered That th^e s^d sheriffs bee accomptable to th^e L^d Proprietary & others, for th^e s^d seauen hund^d & Ten pownds of Tob, And that they bee left to their Remedy agst Will^m Ellyote dēft, in accōn of Trouer & Conuersion, or any other Lawfull way.

Vid fol. 19 M^r Thomas Mathews according to order of th^e Councell 30th of
&c: Aprill last brought in his accompt of th^e Estate of Edward Cotten, to th^e Court w^{ch} s^d accompt was not admitted by th^e Board.

Vid fol. 183. But ordered th^t M^r Raph Crouch haue a Generall Release concern- ing that Estate of Edward Cottons Entred uppon Record

The Court adiornd by th^e Leiu^t Generall till to morrow morning
9 a Clock.

This day Came Robert Stack, and made his appearance att this Prouinciall Court, according to his Limitaōn & Direction of the Late sheriffe Deceased.

ffriday the 11th Septemb^r 1663. All present as yesterday.

John Meeks p^{lf} } The p^{lf} not appearing, The Cause dismisd wth
Edward Baker dēft } Charges of Court to th^e dēft.

John Pinner p^{lf} } John Pinner not appearing The cause dismisd
Edm: Lindsey dēft } wth Charges agst John Pinner.

Sheriffe Ret. his writt for Petite Jury & warned

fforeman,

M ^r Richard Smith	George Mackall	John Waghop
Humph: Attwicks	Henry Hyde	Thomas Lomax
Thomas Wentworth	ffran: Bachelor	M ^r Zachary Wade
M ^r Tho: Mathews	John Bogue	Will ^m Hewes

Presentm^t The Jurors for th^e R^t hon^{ble} the L^d Prop^r doe present, That whereas Elizabeth Greene of S^t Michaels Hund^d in th^e County of S^t Maries att th^e howse of th^e s^d Elizabeth Greene a Certaine acquittance dated th^e third of March 1659 in these words (Viz^t)

Rec^d th^e 3 March 1659

[p. 125] Bee it knowne unto all men by these p^{nts} th^t I Tegar Winn haue receaued of Henry Potter ffowre hogsheads of Tob. weighing neate 1692 & three fitches of Bacon w^{ch} came to 3-30-9, W^{ch} I receiued as an Attorney of Robert Kings for his use in full satisfaction for a mayd seruant w^{ch} th^e Wife of Henry Potter past her Bill, The Bill being taken by th^e Dunkarke. The su^me of th^e s^d Bill 1-9-3-1.

Henry Kinton, Teegar Win X his marke.
Daniel Spences,
Henry Dosen his ↵↵ marke

Did cause to bee forged by Richard Jones seruant to th^e s^d Elizabeth Greene. And the same soe forged did att this Prouinciall Court offer to Euidence Contrary to Law in th^t Case Prouided, his L^{ps} Rule & Dignity. Liber B B

W^{ch} Presentm^t being read, The Prisoner pleads Not Guilty & putts her selfe to bee tryed by her Country.

The Juro^{rs} Returning & answering all of them to their Seuerall names, Their fforeman Returnes their Verdict in Writing (Viz^t) Guilty.

The Prisoner called to th^e Barre, & hauing nothing to alleadge why Judgm^t should not Passe, Ordered th^t th^e Prisoner bee sett on th^e Pillory, & Loose one of her eares, & bee imprisoned for a Twelue-month wthout Bayle or Mainprize, And pay Dowble Costs & Damages (if demanded) to the party greiued. Writt to th^e sheriffe S^t Maries County ad Exequendu. Vid. fol. 216

To the R^t hon^{ble} the Gouverno^r & Councell of Maryland

The humble Petⁿ of Hugh Stanley Adm^{istrato}r of the Estate of Giles Sadler Sheweth

That whereas hee hath payed th^e Estate of Giles Sadler, & hath sufficient discharges therefore humbly Craues his Quietus est concerning th^e s^d Adm^{istra}oⁿ & hee shall pray &c:

Hugh Stanley brought into Court his acc^t of Giles Sadlers Estate hee being Adm^{istrato}r of th^e same & demands Quietus est thereon. Ordered th^t th^e Pet^r sett up his name att th^e next Prouinciall Court or att th^e Assembly, & to stand during the Assembly. Vid. fol. 200

The Court dissolued by Leiut Gräll, And appoynted the next Prouinciall Court to bee holden on th^e Eight Day of Decemb^r next.

A List of all those who haue sett up their names att this Prouinciall Court in Order to haue Quietus est. [p. 126]

These are to giue notice to all whom it may Concerne th^t Joseph Harryson Adm^{istrato}r of th^e Estate of John Williams late Deceased demands Quietus est uppon s^d Adm^{istra}oⁿ of th^e Estate of th^e s^d Williams. If any one therefore can alleadge why hee should not haue his s^d Quietus est Graunted Lett him underwrite

noe one hath underwritt

Idem Joseph Harryson uppon th^e Estate of Thomas Milner.
not underwritt

Idem Stanop Roberts on th^e Estate of Alice Harwood.
not underwritt

George Reede on th^e Estate of Robert Taylo^r
not underwritt

Idem Peter Carwardine on th^e Estate of Will^m Wright.
not underwritt.

Liber B B Idem Sampson Waring on th^e Estate of Will^m Bisse
 not underwritt.
 Idem Mary Conner on th^e Estate of her husband Philip Conner.
 not underwritt
 Idem John Vanheck on th^e Estate of Hugh Beuin
 not Vnderwritt.
 Idem John Vanheck on th^e Estate of John Mackenny
 not underwritt.
 Idem Mary Bradnox on th^e Estate of her husband Tho: Bradnox
 Vnder writt by German Gillett for satisfaction for Two orders of
 Court obtayned agst th^e s^d Estate.
 Att th^e Assembly
 Idem Hugh Stanley on th^e Estate of Giles Sadler Touching th^e
 publick Leauy Año 1661
 not underwritt

August 17th 1663.

The names of the Jury of Enquest To enquire how Anne Vaughan
 came to her Death.

fforeman

Will ^m Hunt	Andrew Baker	Richard Wells
Nathan Smith	Jeremy Sudeuan	Thomas Boone
Henry Archer	Henry Perry	Thomas Starling
Nathaniel Smith	John Sallers	John Peart

Wee th^e Jury of Enquest hauing ueiued th^e Body of Anne
 Vaughan seru^t to M^r Anthony Salloway of th^e County of Anarundell
 [p. 127] Doe finde Two wounds in her Throate wth a payre of sizers & one
 in her Belly supposed to bee wth a knife, & a small wound in her side,
 w^{ch} s^d wounds Wee doe suppose to bee th^e Immediate cause of her
 death. And wee doe according to th^e best of our knowledge & Con-
 sciences suppose th^t shee gaue her selfe the s^d wovnds & doe Endite
 her th^e s^d Anne Vaughan of willfull murther & soe wee giue our
 Verdict under th^e hand of Our fforeman wth all our Consents th^e
 17th day of August 1663. William Hunt

Sam: Chew Coroner.

Robert Robins ttds writt agst Richard Dod accōn Case uppon
 Trouer & Conuersion.

War^t to sheriffe Charles County to arrest &c: Ret next Prouin-
 ciall Court to bee held att S^t Maries 8^o Decemb^r next.

Vid fol. 132. Summons in ditt to Eund sheriffe to warne Daniel Wind, M^r John
 more
 wittnesses. Bowles, M^{rs} Sarah Duglas, Will^m Hall & Edmond Lindsey to testify
 in ditt, 500^d Tob. each in Case they appeare not. Ret. ut supra.

Commisⁿ to M^r Henry Adams & M^r Thomas Mathews to sweare Liber B B
th^e wittnesses. Ret. ut supra.

John Saffin (p^r Attornat Thomas Dent) t^tds writt agst Margery
Battin Admistr^{ix} of Will^m Battin 150^t sterl, accōn Debt

Warr^t to sheriffe Charles County to arrest &c: Ret. next Prouin-
ciall Court to bee holden &c: 8^o Decemb^r next.

Summons to Eundem sheriffe to warne Edmund Pinson to tes-
tify in ditt subpena 500^t Tob. Ret. ut supra.

Margery Battin Admistr^{ix} &c: t^tds writt agst Bartholomew
Getherell accōn Debt 4000^t Tob.

War^t to sheriffe Charles County to arrest &c: Ret next Prou:
Court 8^o Decemb^r next ut supra.

Daniel Johnson t^tds writt Exequūon agst Will^m Robinson ac- Septemb^r
cording to th^e order of th^e Last Prouinciall Court passed agst th^e 30th
s^d Robinson for Judiciall Charges for 624^t Tob. Vid fol. 109.

Writt ad Exequendū to sheriffe Charles County accordingly.

Edward Horne Recordeth his marke (Viz^t) The Right Eare ouer
halfed, The Left eare ouer & under notched Like a fflower de Luce.

Philip Caluert Esq^t t^tds writt agst Hugh Stanley accōn uppon acc^t October 16th

Warr^t to sheriffe Caluert County to arrest &c: Ret. next Prouin-
ciall 8^o Decemb^r next ut Supra.

To the hon^{ble} the Gouverno^r & Councell in the Prouinciall Court [p. 128]
Assembled.

The humble Petⁿ of Philip Caluert Esq^t Sheweth

That yo^r Pet^r being formerly by Commisⁿ from his L^p constituted
Treasurer of this Prouince & Receiuer grāll of his s^d Rents &c: was
for th^e better Execūon of his s^d office & Trust enforced to imploy
seuerall Deputy Receauers in th^e seuerall Counties of this Prouince:
for w^{ch} Receauers hee was Responsible to his L^p That hee employed
Giles Sadler in Caluert County in th^e s^d Office of Deputy Receiuer
in annis 1660 & 1661 in w^{ch} yeares th^e s^d Sadler receaued seuerall
sumes as by th^e acc^t following Returned by th^e last Sheriffe to th^e
ualue of 11¹-01^s-7^d½ appeareth for w^{ch} yo^r Pet^r is charged by his
L^{ps} p^{nt} Receau^r although th^e s^d Sadler neuer payd th^e s^d sumes unto
yo^r Pet^r.

Yo^r Pet^r therefore humbly prayes th^t Hugh Stanley, who married
th^e Relict of th^e s^d Sadler, & is in her right or his owne Admistrato^r
to th^e Estate of th^e s^d Sadler, & hath in his wrong receaued some of

Liber B B th^e s^d Rents, may bee compelled to satisfy unto yo^r Pet^r th^e s^d Rents wth w^{ch} hee stands Charged. And yo^r Pet^r shall pray &c:

	t.	s.	d.
Tho: Barbery in 1660.....	00	07	06
Watts & Alexander in 1660.....	01	05	00
Hopkins 1660	00	09	04½
Will ^m Chaplin	00	18	00
Will ^m Philips	02	03	09
Thomas Reade	00	04	00
M ^r Rich: Bennett	02	06	00
Carre	00	05	00
Carre to Hugh Stanley.....	00	18	00
Sampson Waring	00	17	00
Carre to Stanley	00	18	00

11:01:07½

Octob^r 31th Henry Sewall Esq^r dds writt agst Will^m Hollingworth accōn Debt for 900^t Tob. & Cask.

War^t to sheriffe S^t Maries County to arrest &c: Ret. next Prou: Court to bee holden att S^t Maries 8^o Decem^r next

To th^e hon^{ble} the Gouverno^r & Councell in th^e Prouinciall Court assembled.

The humble Petⁿ of Henry Sewall Esq^r Sheweth

That Cap^t Nicholas Gwyther was indebted th^e last yeare to yo^r Pet^r in th^e sume of 900^t Tob. & Cask: for w^{ch} sume hee gaue yo^r Pet^r a Noate Requesting M^r Will^m Hollingworth to pay th^e same, W^{ch} noate M^r Hollingworth did accept of, And gaue yo^r Pet. from under [p. 129] his hand to pay the same to him, wth in six months after the date thereof, w^{ch} s^d noate beares date 8^o May 1663, w^{ch} notwthstanding th^e s^d Hollingworth refuseth now to pay th^e same unto yo^r Pet^r

Hee humbly therefore Craueth this hon^{ble} Court to graunt him order agst th^e s^d Hollingworth for his s^d Debt of 900^t Tob. & Cask, wth Costs of suite & hee shall pray &c:

Philip Caluert Esq^r dds writt agst Anthony Griffin Accōn acc^t

War^t to sheriffe Talbott County to arrest &c: Ret. next Prouinciall Court &c: 8^o Decemb^r next.

To the hon^{ble} the Gouverno^r & Councell in the Prouinciall Court assembled

The humble Petⁿ of Philip Caluert Esq^r Sheweth

That yo^r Pet^r being formerly by Commisⁿ from his L^p constituted Treasurer & Receiuer Gräll of his L^{ps} Rents &c: was for th^e better Exequiōn of his s^d office & trust enforced to imploy seuerall Deputy

Receau^{rs} in th^e seuerall Counties of this Prouince; ffor w^{ch} hee was Liber B B Responsible to his L^p. That hee employed Anthony Griffin in Talbott & Kent Counties in th^e s^d office in th^e yeares 1659, 1660, & 1661, In w^{ch} yeares th^e s^d Griffin receaued seuerall summes, as by th^e acc^t following Returned by th^e last sheriffe to th^e ualue of 28^l 19^s 07^d 1/2 appeareth, ffor w^{ch} yo^r Pet^r is charged by his L^{ps} p^{rsent} Receauer although th^e s^d Griffin neuer payd th^e s^d sumes unto yo^r Pet^r

Yo^r Pet^r therefore humbly prays th^t th^e s^d Anthony Griffin may bee compelled to satisfy unto yo^r Pet^r th^e s^d Rents wth w^{ch} hee stands charged. And hee shall pray &c:

Talbott County

	t.	s.	d.
Wickliffe	01	04	09
Trumpington	00	08	08
Knapley	00	06	00
Burton uppon			
Wallesey	00	08	00
Piebourne	00	10	00
Morgans			
S ^t Michaells . . .	00	12	00
Morgans Neck . . .	00	06	00
Groscott	00	06	00
Scotts Close	00	08	00
Harriston	00	08	03
Lewes	00	04	00
Plinhimon	00	10	00
Rich Neck	00	12	00
	<hr/>		
	09	02	02
	<hr/>		

Kent County

Kent ffort	06	05	00
Comins	00	05	00
Hogpen Neck	00	06	00
Little Thickett . . .	00	12	00
Parsons Poynt . . .	01	12	00
Woodyard	00	12	00
Martins Neck	00	01	09
Dunnington	00	02	00
Cabbin Neck	01	14	04 1/2
Indian Spring	00	06	00
Belcher	01	04	00
Poplar Neck	02	17	00
Stinton Erickson. . .	00	12	00
Coppers ffreehold. .	00	06	00
Sillyn	00	12	00
Poynt Loue	00	12	00
Loue Poynt	00	03	06
Pig Quarter			
Neck	00	12	00
Joanes Hole	00	09	00

19: 13: 07 1/2

Came Hannah Lee, & acknowledgeth her selfe bownd to th^e Lord Proprietary in th^e sume of Twenty Thows^d pownds of Tob for John Hoyles, Daniel Crowder & Andrew Bashaw, for their appearance th^e next Prouinciall Court & for their good abearing in the meane time, this first Octob^r 1663

[p. 130]

Vacatt. Vid.
fol. infra 191

Taken before th^e Gouverno^r & Secretary.

Know all men by these p^{rs}ts th^t I Edward Lloyd of Talbott County gentⁿ for & in Consideraõn of Three Thowsand and ffue hund^d 5th pownds of Tob payable unto mee by bill taken for th^e same before the ensealing hereof, Haue for me & my heyres bargayned & sold unto ffrancis Armestrong on th^e Clifts in Caluert County gentⁿ,

Nouemb^r

Liber B B Two hund^d Acres of Land, Lying & next adioyning unto th^e Land of Richard Gorsuch uppon th^e Deuiding Creeke, Running out of Armstrongs Bay in Choptank Riuer (Viz^t) beginning att th^e s^d Gorsuch his northermost Bownded Tree, being a Red Oake markd wth ffowre notches, Running for breadth northerly downe th^e Bay one hund^d perches to a small marked Cedar mark wth fowre notches the Length into th^e woods northeast, according to th^e Pattent thereof ffor him th^e s^d Armstrong & his heyres to Enioy th^e s^d Land wth all th^e priuiledges & immunities thereunto (according to Pattent) belonging for euer, wthout th^e Lett, molestaoⁿ or perturbaⁿ of mee th^e s^d Edward Lloyd my heyres or Executors or any other p^rson or p^rsons, chalenging or clayming under mee according to Law, And shall uppon Lawfull Call passe th^e same Deed in Court. In wittnes whereof I hereunto sett my hand & Seale this 17th of June 1663.

Signed & Sealed in the
p^rsence of

Ed^d: Lloyd Seale

Jacob Micgielses
Brett Dallender

Summons to sheriffe Kent County to warne Rich: Blunt to testify inter Philip Caluert Esq^r p^rf^e, & Anthony Griffin d^eft accⁿ of Acc^t Sub pen. 500^d Tob. Ret. next Prou: Court ut Supra.

Summons to sheriffe Talbott County to warne John Morgan to testify inter eusdem, &c: Ret. ut supra.

[p. 131] Memorand^m that Mary Vtye the Relict of Lawrence Ward, to whom & her heyres, the Estate of th^e s^d Lawrence was by his Last Will & Testam^t demised, Did on th^e Sixth day of Nouemb^r 1662 att Spes-Vtia in Baltemore County A Certaine Patent by th^e Lord Proprietary graunted to ffrancis Van Eynden for Two hund^d & ffifty Acres of Land in Patux^t Riuer, As also another Patent by his s^d L^p to Thomas Warr for ffowre hund^d Acres in th^e s^d Riuer Graunted, Together wth another pattent to Hugh Hopewell & Thomas White for ffifty Acres of Land in th^e s^d Riuer Graunted, did before mee Philip Caluert Esq^r Chancelo^r of this Prouince to th^e use of the R^t Hon^{ble} the Lord Proprietary surrender: As also a Certaine Bill of Sale dated 18th June 1657 for Ten Acres of Land in th^e s^d Riuer from John Hofsehead to her th^e s^d Mary Vtye, th^e Relict of Lawrence Ward, to his s^d Lordship did assigne & sett ouer, as Wittnes my hand this Tenth of Septemb^r 1663.

Signed Philip Caluert

[p. 132] Rob^t Robins d^eds summons pro John Neuell, & Ellinor Maurice to
Vid. fol. 127. testify in his Case ut supra to th^e sheriffe of Charles County Ret.
next Prou: Court.

Robert Macklin dds writt agst John Bagby & Gwy White accōn
of Debt

Liber B B
Nouemb'
16th

War^t to sheriffe Caluert County to arrest &c: Ret. next Prouin-
ciall Court 8^o Decemb^r next.

To the hon^{ble} th^e Gou^r & Councell in the Prouinciall Court sitting.

The humble Petⁿ of Robert Macklin Sheweth.

That John Bagby & Gwy White of Patux^t Riu^r in Caluert County
stand bownd Joyntly & seuerally to yo^r Pet^r by Bill under their hands
Bearing date 18^o May 1663 in th^e sume of Seauen Thows^d pownds
of Tob & Cask, fflowre Thows^d pownds of w^{ch} sume th^e s^d John
Bagby & Gwy White are to pay this p^{nt} Crop, The Remainder
(Viz^t) Three Thows^d pownds th^e next yeare following, As by th^e
s^d Bill, Relaōn being thereunto had more att large appeareth. Now
soe it is That yo^r Pet^r hauing demanded his s^d Debt, according to
his Bill, they both of them deny yo^r Pet^r paym^t thereof. Hee humbly
therefore Craueth order of this hon^{ble} Court for fflowre Thows^d
pownds of Tob, according to his Bill, agst th^e s^d John Bagby & Gwy
White, wth Costs of suite. And hee shall pray &c:

Robert Macklin dds writt agst Robert Chisick, & John Beale
Accōn Debt.

War^t to sheriffe Caluert County to arrest &c: Ret. next Prouin-
ciall Court ut supra.

To th^e hon^{ble} th^e Gou^r & Councell &c:

The humble Petⁿ of Rob^t Macklin, Sheweth.

That Rob^t Chisick & John Beale of Patux^t Riu^r in Calu^{rt} County
stand bownd Joyntly & seuerally to yo^r Pet^r by Bill under their hands
Bearing date 18^o May 1663 in th^e sume of ffine Thows^d pownds of
Tob & Cask, Three Thows^d pownds of w^{ch} sume th^e s^d Rob^t Chisick
& John Beale are to pay this p^{nt} Crop, The remainder (Viz^t) Two
Thows^d th^e next yeare following, as by th^e s^d Bill Relaōn being there-
unto had, more att large appeareth. Now soe it is &c:—Craueth order
of this hon^{ble} Court for 3000^t Tob, according &c:—ut supra. & hee
shall pray &c:

Daniel Johnson dds writt agst William Robinson uppon an accōn
of Couenant.

[p. 133]
Nouemb'
17th

War^t to sheriffe Charles County to arrest &c: Ret next Prouin-
ciall Court ut supra.

Summons in ditt to Eund Sheriffe to warne Cap^t Josias ffendall,
M^r Thomas Hussey, Richard Roe ffrancis Kilborne & M^r George
Tompson to testify sub pena 500^t Tob. Ret. ut supra.

Liber B B John Nutthall \ddot{t} ds writt agst Richard Ackworth, accõn debt.
Wt to sheriffe Caluert County to arrest &c. Ret. next Prou: Court,
ut supra.

John Borage \ddot{t} ds writt agst John Browne Sen^r accõn Case.
War^t to sheriffe Anarundell County to arrest & Ret ut supra
Summons in ditt Hen: Mitchel, Gerard Hopkins, Armigall &
Christian Greenwood to testify &c:

Nouemb^r 23. Walter Hall demands Writt Scire ffacias v Anne Hammond for
1166^t Tob. & Cask, besides ffees 77^t

Vid Rec- War^t to sheriffe S^t Maries County ut in ordinary. Ret. next Pro-
ords. Año uinciall Court 8^o Decemb^r
1659. fol.
229. 257 &
275

Nouemb^r 25th 1663.

Memorand^m th^t before th^e Leiuten^t Generall & th^e Chancello^r & the
Secretary & Jerome White Esq Came Samuel Cooper Sonne of
Sampson Cooper late of Rippon in th^e County of Yorke in th^e King-
dome of England Alderman, And desyred Liberty to Choose his
Guardian, w^{ch} being graunted him by the Leiut^t Generall, he Choose
Barnaby Jackson of Screttons in S^t Maries County.

Philip Caluert.

By the Leiutenn^t Generall & Chancello^r of Maryland

[p. 134] Whereas att the last Prouinciall Court holden att S^t Marys for
this prouince 8th Septemb^r last, The next Prouinciall Court was then
appointed to bee held on the Second Twesday in Decemb^r following
Being the 8th day thereof, Now for as much as the houlding of that
Court on that day appointed will proue uery inconuinient by reason
of the p^rsent distemper now reigning in the Country, These are
therefore to giue notice to all p^rsons whom it may Concerne That I
haue adjourned the said Court to be held on the Eighth day of De-
cemb^r as aforesaid untill the second Tuesday in February next being
the 9th day thereof, And all writts and other Process issued for that
Court intended to bee holden on the 8th of Decemb^r shall bee return-
able on the 9th day of February as aforesaid. Giuen und^r my hand
this Eighth & twentyth day of Nouemb^r 1663

Signed Philip Caluert

Thomas Gerard Plant^t } The p^{lt} declares ag^t the defend^t in an accõn
Richard Mical defend^t } of the Case for that whereas the defend^t
now Seru^t to the p^{lt} by the Lawes of Virginia wher hee was bought
to Serue did in the year 1661 Exhibite to this hon^{ble} Court a Cer-
taine Peticõn therein upon many false and scandelous ascercõns ag^t

the p^t: Craued in Equity his freedome and the p^t: being then for the p^rsent Surprized hauing not Euidence here in the prouince to Justify the keeping of the defend^t in Seruice according to the tenor of the purchase was thereby forced to Expose himselfe to Great Cost hazard & trouble in going downe to Virginia to p^rcure the Euidence of Certaine p^rsons to euade the false Allegations & Accusacōs of the defend^t in his said Peticōn men^tioned and when the Cause come to ffull tryall by a Jury Cozen for that end they found for the plantiffe and that the defendant should serue the plan^t until the defend^t were twenty one yeares of age by the Law of this Country adjudging him then to bee nineteene yeares old being the 8th Octob^r 1661 as will appeare by the Records, Wherefore the plantiffe Sayth in Fact hee being unjustly molested put to greate Cost hazard and trouble as aforesaid is dampnified by the defend^t to the uallue of 4000^l tob and Caske the which hee is ready to make appeare Wherefore hee prayeth of this hon^{ble} Court Judgment against the defend^t for the said fowre thowsand pounds of tobacco and Caske & for Cost of suite &^c

James Thompson t^tds writt ags^t Hugh Standley as Administrat^r to Giles Sadleir in an accōn of the Case to the uallue of 4000^l tob: in ffees receiued by the said Sadleir January 2^d 1663

Warrant to sherriffe of Caluert County to arrest &^c returnable next prouinciall Court being the 9th of ffebruary next

To the Right Hon^{ble} Charles Caluert Esq^r Gouverno^r and the rest of the hon^{ble} Councell

The Humble peticōn of James Thompson Gentⁿ, Sheweth

Whereas yo^r Petition^r Keeper of the Record of the County of Caluert did intrust M^r Giles Sadleir then high sherriffe of the said County, to Receiue and Collect some ffees to the ualew of fife thowsand pounds of tob: or upwards, And it probably appearing (by seuerall Receipts and acquittances giuen by the said Sadleir) that hee the said Sadlier did receiue either all or the greatest part of the said su^m and neuer became accomptable unto yo^r Pet^r for aboute two hhgs of tob: (as euidently can appeare) making use of the rest for his owne Occasiones to yo^r Pet^{rs} greate disaduantage & damage as well for the want of my tobacco as causing my incurring Seuerall engagm^{ts}, which p^rmisses seriously considered, yo^r pet^r humbly addresseth himselfe to yo^r Honno^{rs} To redress these inconueniencies, and to Order that M^r Hugh Standley Administrat^r to the said Sadlier, doe giue yo^r Pet^r Such Sattisfaccōn as may bee by yo^r Honno^{rs} adjudged requisite, And yo^r Petition^r as in Duty bound shall euer pray &^c— [p. 135]

Guy White the Attorney of Will^m Plumley t^tds writt against Cornelius Comages in an accōn of debt to the uallue of 2218^l Tob:— January 9th

Liber B B Warrant to Sherriffe of Talbott County to arrest &^e returnable next Prouinciall Co^{rt} being 9th Feb. next

To the hon^{ble} the Gouverno^r & Councell of the Prouince of Maryland—

The humble peticōn of Guy White the Attorney of Will^m Plumley Sheweth

That Cornelius Comages did upon the 14th day of May 1662 assume upon himselfe to pay unto Will^m Plumley his heires or Assignes the Iust su^m of 2218^{lb} tob: in Caske upon the 14th day of Octob^r 1662 in some place in Petuxent Riu^{er} as by his Speciallty will appeare which Said Sum of 2218^{lb} tob: the said Cornelius Comages hath not paid and yet refuseth to pay unto the said Will^m Plumley to the greate da^mage of the said Plumley

Wherefore hee prayeth Ord^r of this hon^{ble} Court for speedy paym^t thereof with Costs and da^mages And hee shall pray &^e.

January 9th Fobee Roberts the Attorney of Joseph Swett & Bartholem^w Cadd t^{ds} writt agst Richard Games in an Accōn of debt to the uallue of 2054^{lb} tob:—

Warr^t to Sherriffe of S^t Marys County to arrest &^e returnable Vt Supra—

To the hon^{ble} the Gouverno^r and Councell of the Prouince of Maryland—

The humble peticōn of Fobee Roberts the Attorney of Joseph Swett and Bartholemew Cadd Sheweth

[p. 136] That Richard Games did upon the 16th day of May 1663 Assume upon himselfe to pay Joseph Swett and Bartholemew Cadd theire heires or Assignes the Just Su^m of 2054^{lb} tob in Caske which said Tobacco is now past due as by his speciallty will appeare which said sum of 2054^{lb} tob: the said Richard Games hath not paid and yet refuseth to pay to the said Joseph Swett and Bartholemew Cadd to the greate da^mage of them both

Wherefore hee prayeth Ord^r of this Hon^{ble} Court for speedy payment thereof wth Cost & da^mages—And hee shall pray &^e—

ffobee Roberts t^{ds} writt agst Richard Games in an accōn of acc^t to th^e ualue of 261^l Tob.

War^t to sheriffe S^t Maries County to arrest &c Ret. next Prouinciall Court o^o ffeb. ut supra.

To the hon^{ble} th^e Gou^r & Councell of th^e Prouince of Maryland

The humble Petⁿ of ffobee Roberts Sheweth

That Richard Games hath receiued from yo^r Pet^r in goods to th^e ualue of Two hund^d sixty & one pownd of Tob. as upon acc^t will

appeare, & now past due for paym^t, W^{ch} s^d sūme of Two hund^d Sixty Liber B B
one pownds of Tob th^e s^d Richard Games hath not payd, & refuseth
to pay to yo^r Pet^{rs} dammage.

Wherefore hee prayeth order of this hon^{ble} Court for speedy paym^t
thereof wth Costs & dammages. & hee shall pray &c:

ffobee Roberts t^{ds} writt agst Richard Games in an acc^{on} of Debt
to th^e ualue of 446^t Tob.

War^t to sheriffe S^t Maries County to arrest &c: Ret next Prouin-
ciall Court 9 ffeb. next ut supra.

To th^e hon^{ble} th^e Gouverno^r & Councell of th^e Prouince of Maryland.

The humble Petⁿ of ffobee Roberts Sheweth

That Richard Games did uppon th^e 4th day of June 1663 assume
uppon himselfe to pay to yo^r Pet^r his heyres or assignes the iust sūme
of ffowre hund^d ffowrty six pownds of Tob. & cask w^{ch} s^d Tob. is
now past due, as by his Specialty will appeare w^{ch} s^d sūme of 446^t
Tob th^e s^d Richard Games hath not payd & yett refuseth to pay to
yo^r Pet^{rs} greate da^mage.

Wherefore hee prayeth order of this hon^{ble} Court for speedy
paym^t thereof wth Costs & da^mages & hee shall pray &c:

John Abington t^{ds} writt agst Thomas Stone in acc^{on} of Debt to
th^e ualue of 2248^t Tob.

Writt to sheriffe Charles County to arrest &c: Ret next Prou:
Court, ut supra.

To th^e hon^{ble} th^e Gou^r & Councell of th^e Prouince of Maryland [p. 137]

The humble Petⁿ of John Abington Sheweth.

That Thomas Stone did uppon th^e 8th day of Septemb^r 1663 as-
sume uppon himselfe to pay unto yo^r Pet^r his heyres or assignes th^e
iust sūme of Two Thows^d Two hund^d ffowrty Eight pownds of
Tob in Cask uppon th^e 10th day of Octob^r 1663 att some place in or
nere S^t Maries Riuer, as by his specialty will appeare w^{ch} s^d sūme
of 2248^t Tob th^e s^d Thomas Stone hath not payd, but makes delays
therein to th^e greate dammage of yo^r Pet^r

Wherefore hee prayes order of this hon^{ble} Court for speedy paym^t
thereof wth Costs & Da^mages & hee shall pray &c:

John Hawkins t^{ds} writt agst James Jolley in an acc^{on} of th^e Case
to th^e ualue of 45436^t Tob.

War^t to sheriffe S^t Maries County to arrest &c: Ret next Prouin-
ciall Court ut supra 9^o ffeb. next.

Liber B B To th^e R^t hon^{ble} th^e Gou^r & th^e Rest of th^e Councell

The humble Petⁿ of John Hawkins Sheweth

That whereas James Jolley is indebted to yo^r Pet^r in th^e sume of ffowrty ffive Thows^d ffowre hund^d Thirty & six pownds of Tob & Cask, by an Ingagem^t under his hand & seale Bearing date th^e 29th of August 1663 & due to bee payd in Octob^r last, W^{ch} when this Engagem^t was signed, hee promised to acknowledge it in Court, W^{ch} yo^r Pet^r demanded many times, & hee refuses it, The humble request of yo^r Pet^r is That th^e s^d Jolley may bee ordered forthwth to pay th^e Tob. or putt in good security for p^{nt} paym^t or uppon default th^t this hon^{ble} Court bee pleased to graunt order according to his Ingagem^t th^t yo^r Pet^r may bee possessed & enter uppon all his Estate both moueables & imoueables, cattle & seruants, & all other goods according to his Engagem^t & damages th^t yo^r Pet^r can make appeare wth Costs of suite. And yo^r Pet^r as bownd in duty shall Euer pray &c:

Raymond Staplefort dds writt agst James Jolley in an accōn of Debt to th^e ualue of 7770^t Tob.

War^t to sheriffe S^t Maries County to arrest &c: Ret. next Prou: Court 9^o ffeb. next.

To th^e hon^{ble} th^e Gou^r & Councell of th^e Prouince of Maryland.

The humble Petⁿ of Raymond Staplefort Sheweth.

[p. 138] That James Jolley did on th^e 10th day of ffebruary 1662 assume uppon himselfe to pay unto yo^r Pet^r his heyres or assignes th^e iust sume of seauen Thows^d seauen hund^d & seauenty pownds of Tob in cask uppon th^e Tenth day of Nouemb^r 1663 in some conuenient place or places in Patowmeck Riuer as by his specialty will appeare, W^{ch} s^d sume of 7790^t Tob th^e s^d James Jolley hath not payd, but makes delayes therein to th^e Dammage of yo^r Pet^r

Wherefore hee prayeth order of this hon^{ble} Court for speedy paym^t thereof wth Costs & Damages & hee shall pray &c:

January 11th John Abington dds writt agst Jerome Whyte Esq in an of th^e Case.

Notice is gyuen &c: & noe writt issued.

To th^e hon^{ble} th^e Gouerno^r & Councell of th^e Prouince of Maryland.

Vid fol. 192. The humble Petⁿ of John Abington humbly Sheweth

That Jerome Whyte of this Prouince Esq is indebted & hath obliged himselfe to deliuer to yo^r Pet^r one able man Seruant, & one th^t yo^r Pet^r shall like of, & doth acknowledge to haue receaued a ualuable Consideraōn for such a Seruant, to bee deliuered by or before th^e last day of Nouember last past, as by obligaōn more att large may appeare. Now soe it is th^t th^e s^d M^r Whyte hath not p^rformed

his obligatiō & doth absolutely refuse soe to doe, to th^e Pet^r^s uery Liber B B
greate dammage. Therefore yo^r Pet^r humbly craueth an order of
this hon^{ble} Court for his seruant according to obligatiō, wth th^e dam-
mage hee hath allready susteyned by th^e s^d M^r Whytes meanes, as
well as for want of th^e s^d seruant & Court Charges And hee shall
pray &c:

Thomas Taylor dōs writt agst John Anderton in an accōn of
Debt to th^e ualue of 3000^t Tob. & 30 barrells of Corne

War^t to Sheriffe Caluert County to arrest &c: Ret next Prou:
Court 9^o ffeb. ut supra.

Summons to Eund. Sheriffe to warne Raph Dawson Sanders Lari-
more, Henry ffrith, & Nicholas Lurke, to testify in ditt. Ret. ut supra.

To th^e hon^{ble} th^e Gouverno^r & Councell of th^e Prouince of Maryland

The humble Petⁿ of Thomas Taylor by his Guardian Philip Cal-
uert Esq^r Sheweth

That Will^m Eltonhead deceased by his Last will & Testam^t de- [p. 139]
uised unto Jane Eltonhead his Wife all that his mano^r of Little
Eltonhead in Caluert County to her & her heyres, That th^e s^d Jane
dyed seised of th^e s^d mano^r, And th^t hee th^e s^d Thomas as sonne &
heyre to th^e s^d Jane into th^e s^d mano^r did enter, & thereof from her
Decease & untill & att th^e first day of th^e last assembly in his owne
proper right in ffee simple did stand seised, had held possessed,
occupied & enioyed, That John Anderton of th^e s^d manno^r in th^e s^d
County gentⁿ was Tenant att sufferance to him th^e s^d Thomas Taylor,
of a Certaine parcell of Land, called th^e Rich Neck, Together wth th^e
Tobacco howses thereon built, for w^{ch} hee did promise & assume
uppon himselfe to pay unto th^e s^d Taylor as much as any other man
should giue, That yo^r Pet^r did receaue from Edward Hoskins for
Land & howseing to plant & cure a Crop uppon th^e s^d Rich neck 300^t
Tob. & 3 barrells of Corne for one Yeare, That th^e s^d Anderton hath
enioyed th^e s^d Land as Tennant att sufferance 3 yeares; Implying
one yeare ffiue seruants, another yeare 4 seruants, & this last yeare
one seruant, ffor w^{ch} hee refuseth to pay unto yo^r Pet^r th^e usuall Rent
of 300^t Tob & 3 barrells of Corne for each seru^t to th^e dammage &
losse of yo^r Pet^r from whence hee sayth th^t th^e s^d John Anderton
oweth him for Rent th^e full sūme of 3000^t Tob. & 30 barrells of
Corne, & uppon this hee bringeth his suite, & craueth order of this
hon^{ble} Court. And hee shall pray &c: Thomas Taylor.

Thomas Taylor dōs writt agst John Anderton in an accōn of
Trespasse to th^e ualue of 12000^t Tob.

War^t to sheriffe Caluert County to arrest Ret. next Prouinciall
Court 9^o ffeb. next.

Liber B B To th^e hon^{ble} th^e Gouverno^r & Councell of th^e Prouince of Maryland
 The humble Petⁿ of Thomas Taylo^r by his Guardian Philip Caluert
 Esq³ Sheweth

That John Anderton of Little Eltonhead man^or in Caluert County
 gentⁿ being Tenant uppon sufferance unto th^e Rich neck, parcell of
 th^e s^d man^or, did one Thirty ffoote howse uppon th^e s^d man^or. built
 for th^e curing of Tobaccocoe, thereon to bee planted, sett on fyre &
 burne downe to th^e grownd, And by his Cooper & seruants uppon th^e
 s^d manno^r did fell timber, & make up into Cask to th^e number or
 [p. 140] quantity of 120 Tunne, to th^e greate damāge of yo^r Pet^r from whence
 hee sayth th^t hee is damnyfied by th^e s^d Anderton to th^e ualue of
 Twelue Thows^d pounds of Tob, for w^{ch} hee brings his suite, &
 craueth order of this hon^{ble} Court. And hee shall pray.

Tho: Taylor.

John Norwood dds writt agst Thomas Hamand in accōn Case
 uppon Trouer & conuersion.

Warr^t to sheriffe Anarundell County to arrest &c: Rest next Pro-
 uinciall Court ut supra.

John Norwood p^{tf} Declares agst Thomas Hamond dēft in an
 accon of th^e Case uppon Trouer & Conuersion That whereas th^e s^d
 John Norwood (according to order from Capt Thomas Beeson,
 Cap^t of th^e Trayned Band) did seaze & marke Certaine Tob. of
 John Hammond, W^{ch} s^d Tob soe seazed & marked as afores^d Thomas
 Hammond ffather to th^e s^d John did notwthstand dispose of & pay
 away conuerting th^e same to his owne use, pleasure & benefitt & th^e
 same doth still enioy & possesse much to th^e p^{lfs} dammage. Where-
 fore th^e p^{tf} of this hon^{ble} Court prayeth Judgm^t to bee possessed of
 th^e s^d Tob. soe uniustly disposed of, in contempt of th^e Law & gou-
 ern^t here, & likewise for his dammage & Costs of suite.

John Norwood dds writt agst Will^m Dauies in an accōn of th^e
 Case uppon Trouer & Conuersion.

War^t to sheriffe Anarundell County to arrest &c Ret. next Prou:
 Court ut supra.

Declaraōn Eodem mutatis mutandis ut supra Thomas Hamond.

John Norwood dds writt agst Samuel Allcock accon Case uppon
 Trouer & Conuersion.

War^t to sheriffe Anarundell County to arrest &c: Ret. ut supra
 9^o ffeb. next.

Declaraōn Eodem mutatis mutandis ut Thomas Hamond & Will^m
 Dauies ut Supra.

Richard Cullemore t̄ds writt aḡst Raymond Staplefort Accōn Liber B B Case.

War^t to sheriffe Caluert County to arrest &c: Ret ut supra 9^o ffeb. next.

To th^e hon^{ble} th^e Gouverno^r & Councell of the Prouince of Maryland. [p. 141]

The humble Petⁿ of Richard Cullemore Sheweth

That yo^r Pet^r hath bene hyred as mariner fflowre months by Raymond Staplefort, hee being to allow as by agreem^t Thirty shillings sterling each month, & since uppon uniust occasion turned yo^r Pet^r on shoare, as by Two sufficient wittnesses may bee proued, denying to pay what was his due, or suffering him to take what Cloathes was properly his owne, to his greate detriment.

Wherefore yo^r Pet^r as a poore mariner in distresse by th^e abuses Receiued from th^e s^d Staplefort, Craues order of this hon^{ble} Court for redresse herein, wth speedy paym^t of his wages, being six pownd sterling wth Costs & damages, & uppon this hee bringeth his suite And as in duty bownd hee shall Euer pray &c:

Symon Boyer t̄ds writt aḡst Raymond Staplefort in an accōn of th^e Case.

War^t to sheriffe Caluert County to arrest &c: Ret next Prou: Court ut supra 9^o ffeb.

Writt to Eund, sheriffe to warne Thomas Sewall & John Abraham to testify in ditt, sub pena 500^t Tob. Ret. ut supra.

To th^e hon^{ble} th^e Gouverno^r & Councell &c:

The humble Petⁿ of Symon Boyer Sheweth

That yo^r Pet^r hath bene hyred as mariner fflowre months & a halfe by Raymond Staplefort, hee being to allow as by agreem^t Thirty Eight shillings sterl. Verbatim ut Supra Cullemore. Paym^t of his wages being Eight pownds Eleauen shillings sterl, wth Costs & damages &c:

Thomas Ward t̄ds warr^t aḡst Ellis Coleman in an accōn of Debt to th^e ualue of 2000^t Tob.

War^t to sheriffe S^t Maries County to arrest &c: Ret next Prou: Court 9^o ffeb.

Summons to Eund sheriffe to warne Will^m Lucas & Thomas Griffin to testify in ditt, sub pena 500^t Tob. Ret ut supra.

To th^e hon^{ble} Gouverno^r & Councell of the Prouince of Maryland. [p. 142]

The humble Petⁿ of Thomas Ward Sheweth

That yo^r Pet^r sold Ellis Coleman a mare for 3000^t Tob, of w^{ch} 2000^t was to bee payd this yeare to yo^r Pet^r or his assignes uppon demand: But notwthstanding makes delays therein to yo^r Pet^{rs} greate dammage.

Liber B B Wherefore hee prayeth order of this hon^{ble} Court for speedy paym^t wth Costs & dammage. And as in duty bownd hee shall pray &c:

Cecilius &c: To Com^r of our County of S^t Maries & to the sheriffe of th^e s^d County, Greeting. Whereas Luke Barber hath complayned unto vs that att a Court held att New-Towne for our s^d County 25th of August last past There passed an Order agst him th^e s^d Barber in an acc^{on} depending betweene Robert Prowse & Charles Hill p^lfs, & him th^e s^d Barber d^{eft} for th^e sume of 158^l Tob, wheareas th^e s^d Prowse & Hill were uppon th^e ballance of accounts Debtors to him ffowrty Two pownds of Tob, as hee alleageth, if his plea had bene admitted. And whereas itt appeareth by a Copey of th^e Record produced to Our Deare Brother Philip Caluert Esq^r our Chancelo^r of this Prouince by th^e s^d Barber, & attested by th^e Clerke of th^e s^d Court, That there is noe answer or plea of th^e s^d Barbers uppon Record, whereby th^e Reason & Justice of th^e s^d sentence may bee fully cleared. These are therefore to will & requyre yo^w to forbear any further prosecution of th^e s^d order to Exequ^{on}, & th^t yo^w send th^e whole matter to th^e next Prouinciall Court to bee holden att S^t Maries 8th Decemb^r next there to bee tryed. Wittnes Our Deare Brother Philip Caluert Esq^r our Chancelo^r of Our s^d Prouince of Maryland this 27th day of Nouemb^r 1663. Philip Caluert.

To th^e R^t hon^{ble} th^e Leiut^t Gräll & Councell

Vid fol. 198. The humble Petⁿ of Luke Barber, Sheweth.

[p. 143] That att New Towne Court held 25th of August last past there passed an Order agst yo^r Pet^r (in a Case Prowse & Hill p^lfs, & yo^r Pet^r d^{eft}) for th^e sume of 158^l Tob, when th^e s^d Prowse & Hill were indebted to yo^r Pet^r 42^l Tob, if th^e s^d Court would haue bene pleased but to allowe yo^r Pet^{rs} account to ballance wth or against th^e account of his aduarsairies. Yo^r Pet^r humbly conceauing it ought to haue bene soe, hee being able to proue his account Euary way as well if not better then they could, & th^e contents being had of mee, since I had any of them.

The premises considered yo^r Pet^r humbly craues releife from yo^r hon^r & th^t his account may ballance wth theares. And as in duty bownd hee shall pray &c:

D^r Luke Barber d^{ds} writt agst Henry Spinke in an acc^{on} of Debt.

War^t to sheriffe S^t Maries County to arrest &c: Ret next Prou: Court 9^o ffeb. next.

To th^e hon^{ble} th^e Leiut^t Gräll & Councell

The humble Petⁿ of Luke Barber Sheweth

That Henry Spinke is engaged by Bill to yo^r Pet^r 3000^l Tob, A considerable part of w^{ch} is yett unpayd.

The premises considered yo^r Pet^r humbly craues order for th^e Re- Liber B B
mainder wth Costs of suite And hee shall pray &c:

D^r Luke Barber th^s writt agst John Dauies in an acc^{on} of Debt.

War^t to sheriffe S^t Maries County to arrest &c: Ret next Pro-
uinciall Court 9^o ffeb. ut supra.

To th^e R^t hon^{ble} th^e Leiu^t Gräll of Maryland & Councell.

The humble Petⁿ of Luke Barber Sheweth

That John Dauies is by Bill bownd to pay yo^r Pet^r 3000^l Tob.
p^r Anⁿ, All w^{ch} is now due, But (to defraud as I conceiue) yo^r Pet^r,
is informed hee hath now made ouer his Crop, & putts yo^r Pet^r of
wth delays, & refuses to build for yo^r Pet^r, allthough by his Bill
hee is also thereto bownd to satisfy part, or all th^e s^d Debt, if yo^r
Pet^r had desyred itt w^{ch} hee did: But by th^e s^d Dauies was still
foold, wth promises & false protesta^{ons} & now refuses absolutely to
build att all, Saying it will spoyle his Crop.

The premises considered yo^r Pet^r humbly craues order th^t th^e Bill
may be satisfied. And hee shall pray &c:

To th^e hon^{ble} th^e Gouverno^r & Councell &c:

[p. 144]

The humble Petⁿ of ffrancis Gonby, Sheweth

That Pet^r by Indenture Recorded in th^e City of Bristoll in th^e
Kingdome of England became bownd unto Richard Deauer of th^e
County of Anarundell in th^e Prouince of Maryland to serue th^e s^d
Deauer in this Prouince to th^e full end & tearme of 4 yeares after
his first & next arryuall in this Prouince, to worke att Joyners worke
& noe other, ffor & in Considera^{on} of w^{ch} th^e s^d Deauer was to allow
unto yo^r Pet^r by Couen^t & condic^{on} under th^e s^d Deauers hand yearly
& euery yeare during the tearme of his seruice by Indenture due, the
full third part of what hee should by his Labour gayne & ouer &
aboue Two suites of good Cloath, & ffowre shirts Euery yeare.

Now soe it is th^t during th^e Voyage from Bristoll to this Prouince.
th^e s^d Deauer yo^r Pet^r unto William Jennings th^e Chyrurgeon of th^e
ship in w^{ch} hee was transported hath assigned, W^{ch} s^d Jennings yo^r
Pet^r unto George Beckwith of S^t Josephs manno^r in Caluert County
hath reassigned, W^{ch} s^d George beckwith doth deny to performe th^e
Condi^{ons} originally made betweene him th^e s^d Deauer, uppon w^{ch}
only hee was obliged to serue, But th^e s^d Condi^{on} under th^e s^d
Deauers hand to yo^r Pet^r made for th^e allowance of th^e s^d Cloathing,
& share or part of his Labour hath taken away by force or fraude
during yo^r Pet^rs late sicknes.

Wherefore yo^r Pet^r humbly prayes th^t th^e s^d Deauer as well as th^e
s^d Jennings & Beckwith may bee summoned to th^e next Prouinciall
Court, there to sett forth uppon Oath what Couenants Condi^{ons}

Liber B B were made between th^e s^d Deauer & yo^r Pet^r orignally att Bristol afores^d, what tearmes yo^r s^d Pet^r was finally sould uppon to th^e s^d George Beckwith, hee hauing fraudulently taken away his Condiçon under Deauers hand afores^d, & lastly th^t uppon th^e meritts of his cause, yo^w will bee pleased to decree th^t hee may haue his s^d allowance of th^e third part of his Labour, & Two suites of good Cloath, & 4 shirts. And yo^r Pet^r shall (as in duty bownd) pray &c:

According to this Petⁿ in Chancery, summons issued to Richard Deauer, Will^m Jennings, George Beckwith, Henry Sewall Esq & Thomas Vrtnell to testify in ditt.

[p. 145]
January 28th
Vid. fol. 39.
This writt
though
entred agst
Tho: Wyn,
was directed
agst Esa-
beth th^e wife
of Rich:
Willan:
Vid fol. 199.

Pope Aluey as Adm̃istrato^r to John Hammond dds writt agst Thomas Winne th^e successo^r of Richard Willan in accōn of Case.

War^t to sheriffe S^t Maries County to arrest &c: Ret. next Prou: Court 9^o ffeb.

To th^e Right hon^{ble} Charles Caluert Esq Leiu^t Gräll of th^e Prouince of Maryland, & th^e hon^{ble} Councell

The humble Petⁿ of Pope Aluey humbly Sheweth yo^r hon^{rs}

That whereas yo^r Pet^r can by noe wayes perfectly understand, what is due unto him out of th^e acc^{ts} (as Adm̃istrato^r of his Predecesso^r John Hammond) betweene Richard Willan deceased & th^e s^d Hammond in respect th^e papers were all sealed up & detayned th^t concerned th^e publike busines, In w^{ch} it is well knowne th^t th^e s^d Hammond was noe wayes neglectfull, But th^e greatest burthen lay uppon his shoulders, And by Conditionall Contract was to haue halfe th^e profit some few things excepted. The p^mises considered yo^r Pet^r humbly craueth in respect Thomas Winne th^e successo^r of th^e aboues^d Richard Willan denies any satisfaction but what is recouered by Law, That th^e writings may bee produced, & what is iustly yo^r Pet^{rs} due may bee graunted him wth Costs of suite And yo^r Pet^r shall euer pray &c:

Pope Aluey as Adm̃istrato^r to John Hammond dds writt agst John Lumbrozo in an accōn of Debt to th^e ualue of 3500^s Tob.

War^t to sheriffe Charles County to arrest &c: Ret next Prou: Court, 9^o ffeb. next

To th^e hon^{ble} Charles Caluert Esq Gour^r &c: & his hon^{ble} Councell.

The humble Petⁿ of Pope Aluey humbly Sheweth

Vid. fol. 199. That whereas John Lumbrozo stands indebted to yo^r Pet^r (as Adm̃istrato^r of John Hammond) by Bill th^e su^me of Three Thows^d ffue hund^d pownds of Tob. & cask to bee payd att three seuerall pay-ments: the first paym^t being now due, as appeares by his Bill, Yo^r Pet^r humbly craueth order for his first & security for th^e Remainder wth Costs of suite. And yo^r Pet^r shall euer pray &c:

Pope Alucy t̄ds writt aḡst Elizabeth Willan alias Winne in an accōn of th^e Case. Liber B B
[p. 146]

War^t to sheriffe S^t Maries County to arrest &c: Ret. next Prou: Court 9^o ffeb. next.

To th^e hon^{ble} Charles Caluert Esq^r Leiu^t Gräll of th^e Prouince of Maryland & his hon^{ble} Councell

The humble Petⁿ of Pope Alucy Sheweth

That whereas yo^r Pet^{rs} Predecesso^r John Hammond left wth M^r Miles Cooke ffifty ells of osenbrigs, and Ten yards of Dowlas, W^{ch} Linnens th^e s^d Cooke promised to send to th^e howse of yo^r afore mentioned Predecesso^{rs}, But a wind presenting, & th^e ship goeing away, Cap^t Miles Cooke left th^e Linnen in th^e possesⁿ of M^r Nicholas Yownge, for th^e aboues^d John Hammonds use. M^r Yownge deliue^rs it to M^{rs} Elizabeth Willan as for th^e afores^d Hammond, W^{ch} Linnen shee denies now to deliue^r wthout suite of Law.

Vid. fol. 199.
nothing or-
dered in this
Cause, only
Cap^t Cookes
deposⁿ
taken, but
noe order
therein /

The premises considered yo^r Pet^r as admistrato^r of th^e s^d Hammonds Estate humbly craueth order for th^e Linnen wth Cost of suite And yo^r Pet^r shall euer pray &c:

Robert Bradley p^r Attornat Cap^t Samuel Tilghman t̄ds writt aḡst D^r Luke Barber accōn Debt to th^e ualue of 10^t 8^s 0, sterl. money

War^t to th^e Sheriffe S^t Maries County to arrest &c: Ret. next Prou: Court 9^o ffeb. next.

Summons to Eund. Sheriffe to warne Elionor Edwards alias Spinke to testify in ditt, 500^t Tob.

To th^e hon^{ble} Gouverno^r & Councell &c:

The humble Petⁿ of Samuel Tilghman as Attorney of Rob^t Bradly Sheweth.

That Docter Luke Barber did uppon th^e 28th day of August 1658 assume uppon himselfe to pay unto Rob^t Bradley his heyres or as-ignes th^e iust sūme of Ten pownds Eight shillings lawfull money of England uppon the 13th day of July 1659, as by his specialty will appeare w^{ch} s^d sūme of Ten pownds Eight shillings th^e s^d Luke Barber hath not payd, & yett refuseth to pay to th^e greate dammage of th^e s^d Rob^t Bradley. Wherefor hee prayeth order of this hon^{ble} Court for speedy paym^t thereof wth Costs & damages, & hee shall pray &c: [p. 147]

Abraham Harman t̄ds writt aḡst William Smith, in an Accōn of th^e Case, to th^e ualue of 10000^t Tob.

War^t to sheriffe S^t Maries County to arrest &c: Ret next Prou: Court 9^o ffeb. next.

Liber B B To the hon^{ble} Gouverno^r & Councell.

The hum^{ble} Petⁿ of Abraham Harman Sheweth


That uppon th^e 27th day of Nouemb^r last, William Smith indented wth yo^r Pet^r to saw plank one whole yeare only for th^e use of th^e s^d Smith, yo^r Pet^r not to dispose of any of plank soe sawed wthin th^e time afores^d uppon forfeiture of Ten Thows^d pownds of Tob, The s^d Smith obliged thereby to allow for Euery foote of plank one pownd of Tob. in Cask, moreouer to sell yo^r Pet^r such Tooless as were necessary for his employm^t, & uppon refusall thereof to forfeite th^e like sūme of Ten Thows^d pownds of Tob.


Now soe it is yo^r Pet^r on th^e 28th day of January 1663 came to th^e Lodging of th^e s^d Smith, & demanded such Tooless as were Requisite & needfull for p^rsent occasion in yo^r Pet^{rs} employm^t (Viz^t) a Crosse cutt saw, wrest, narrow Axes, & one broad Axe; who replyed yo^r Pet^r should pay for them if hee would haue them. Yo^r Pet^{rs} answer was hee would: & againe demanded them of him, who then was positieue, hee should not haue th^e worth of a hayre of any Tooless belonging to his employment, as can bee proued by Three sufficient witnesses.

Wherefore yo^r Pet^r craues order of this hon^{ble} Court for speedy satisfaction from th^e s^d Will^m Smith hauing forfeited th^e Penalty in th^e Articles of agreem^t to the greate dammage of yo^r Pet^r wth Costs of suite And hee shall pray &c:

Edward fuller aged 27 yeares or thereabouts sworne on th^e 29th day of January 1663 Sayth, That whereas there was a Contract made & concluded uppon betweene Abraham of th^e one part & Will^m Smith of th^e other part in w^{ch} Contract was specified th^t th^e s^d Smith was to furnish th^e s^d Abraham wth such Tooless or instruments as the s^d [p. 148] Harmans profession a Sawyer should requyre for the space of one whole yeare, uppon forfeiture of Ten Thows^d pownds of Tob & cask. The s^d Abraham Harman hauing occasion for such Tooless necessary for his employm^t demanded of th^e s^d Will^m Smith on th^e 29th day of January 1663, a Crosse cutt saw, a wrest to sett a Saw wthall, narrow Axes & a broad Axe to hewe th^e Timber wthall in th^e p^rnce of this Depon^t who sayth, That th^e s^d Smith replyed th^t if hee would pay for them he should haue them, Who sayd hee would. Then it was againe demanded by th^e s^d Harman for th^e aboues^d Tooless from th^e s^d Smith, who answered hee should not haue th^e worth of one hayre of Tooless from him. Vppon w^{ch} th^e s^d Harman called this Depon^t as a wittnes, & further this Depon^t sayth nott.

The m^rk of E Edw: fuller

Alexander ffrizell aged 30 yeares or thereabouts sworne on th^e day & yeare aboue written to th^e premises aboues^d as th^e other Depon^t Edward ffuller did depose. The m^rk of  Alex: ffrizell

Will^m Middleton aged 20 yeares & upwards sworne on th^e day & yeare aboue written to th^e aboues^d premises as th^e other depon^t Edward ffuller & Alexander ffrizell. All w^{ch} was sworne on the day & yeare aboue written The m^rk of  Will^m Middleton
Before mee

Henry Sewall Sec^r.

John Euans dds writt agst Thomas Billingsly to shew cause why th^e s^d John Euens should not ad^mister uppon th^e Estate of James Billingsley att th^e next Prouinciall Court.

Writt Exiuit. Ret ut supra.

Summons att th^e request of Thomas Billingsley for ffrancis Gill & Grace th^e wife of Will^m Parker to testify in ditt. Ret. utt supra next Prou: Court.

Will^m Singleton (by his Attorney Richard Collett gentⁿ) dds war^t agst Richard Bayley Acc^on Debt to th^e ualue of 3900^t Tob. & cask

War^t to sheriffe Caluert County to arrest &c: Ret next Prou: Court 9^o ffeb. ut supra.

To th^e hon^{ble} th^e Gouverno^r & Councell in th^e Prouinciall Court sitting.

The humble Petⁿ of Will^m Singleton by his Attorney Richard Collett Sheweth [p. 149]

That Richard Bayley stands indebted unto yo^r Pet^r by Bill in th^e sume of 3700^t Tob & upwards, Besides th^e one halfe of a seru^t, w^{ch} yo^r Pet^r hath allready payd & disbursed, as by a noate under th^e s^d Bayleys hand to th^t end may appeare.

Now soe it is th^t yo^r Pet^r hauing demanded his s^d Tob. the s^d Bayley denyeth paym^t thereof, as also th^e price or halfe of th^e seru^{ant}, w^{ch} yo^r Pet^r offered to th^e s^d Bayley att a Certaine Rate. eyther to Leau^e or take, w^{ch} is also denied by th^e s^d Bayley, Hee still making use of th^e seru^t to his owne proper benifitt & pleasure

Wherefore yo^r Pet^r humbly prayeth Judgm^t of this hon^{ble} Court for his fores^d Debt & demand. And hee shall pray &c:

Symon Carpenter dds writt agst Mary Bateman Executrix of John Bateman Esq Deceased in an acc^on of Debt, to th^e ualue of 63^t 16^s 9^d sterl. & 4388^t Tob.

War^t to sheriffe Caluert County to arrest &c: Ret next Prou: Court 9^o ffeb. ut supra.

Liber B B To th^e hon^{ble} th^e Leiu^t Gräll & Councell of Maryland, in th^e Prouin-
ciall Court sitting

The humble Petⁿ of Symon Carpenter Sheweth.

Vid fol. 194 That whereas yo^r Pet^r by diuers accounts & dealings wth M^r John
195 Bateman late deceased, finds him indebted to yo^r Pet^r & his partners
201 in th^e su^me of sixty Three pownds, sixteene shillings & nine pence,
money sterl. of England, & ffowre Thows^d Three hund^d Eighty Eight
pownds of Tob, w^{ch} accounts & Engagm^{ts} haue bene ueiued & com-
pared wth th^e Deceaseds accounts, by th^e hon^{ble} Philip Caluert Chan-
celo^r & th^e Executrix of th^e s^d John Bateman, knowing in th^e most
part of them, w^{ch} s^d Debt for th^e greatest part haue bene long due to
yo^r Pet^r to his Extraordinary detrim^t & preiudice, & will proue to
his utter ruine wthout redresse from yo^r hon^{rs}

Therefore he humbly craueth order for his fores^d Debt, whereby
hee may bee in a Capacity to receaue th^e same. And hee shall
pray &c:

Robert Robins p^{tf} } The p^{tf} declares agst th^e dēft in an accōn of th^e
Richard Dod dēft } Case uppon Trouer & conuersion, ffor th^t
whereas in or about th^e month of August 1660, th^e dēft had in his
Custody or possesⁿ one mare of th^e p^{tf}s, The w^{ch} hee hath euer since
wthheld & kept out of th^e possesⁿ of th^e p^{tf}, And although th^e p^{tf}
hath of th^e dēft often demanded th^e s^d mare to bee deliuered him,
[p. 150] yett th^e dēft hath & still doth refuse to deliuer th^e s^d mare unto th^e
p^{tf}, And still to his owne use th^e s^d mare hee doth conuert, w^{ch} is to
th^e p^{tf}s Dam^{age} 2000^t of Tob. Wherefore th^e p^{tf} craueth of this
hon^{ble} Court Judgm^t agst th^e dēft, for th^e s^d mare & her encrease &
his dammage, & for Cost of suite.

Daniel Johnson p^{tf} } The p^{tf} Declares agst th^e dēft in an accōn
Will^m Robinson dēft } of Couenant, for th^t whereas th^e dēft. in or
about th^e month of Septemb^r Año 1662 did sell unto the p^{tf} a Cer-
taine parcell of Land, Lying scituate & being in Charles County, &
in th^e Tenure & occupaōn of Thomas Hussey Lying uppon Patow-
meck Riu^{er}, The w^{ch} yo^r Pet^r hath satisfyed him th^e dēft for. But
th^e dēft hauing gyuen th^e p^{tf} noe confirmaōn for th^e s^d Land, And
th^e p^{tf} hauing demanded often times of th^e dēft to giue a Bill of sale
for th^e same, The dēft hath & still doth refuse soe to doe, The w^{ch}
the p^{tf} conceiueth is contrary both to Law & Reason. Wherefore th^e
p^{tf} sayth in fact, th^e dēft ought to giue him assurance of th^e s^d Land
by Bill of Sale, ffor w^{ch} hee craueth th^e Judgm^t of this Court, & for
Costs of suite.

John Balley t^{ds} writt agst James Jolley in an accōn of Debt to th^e
ualue of 5395^t Tob. & cask.

War^t to sheriffe S^t Maries County to arrest &c: Ret. next Prou: Liber B B
Court 9^o ffeb. next.

To th^e hon^{ble} th^e Leiu^t Gräll & Councell of Maryland in Court sitting.

The humble Petⁿ of John Balley Sheweth

That James Jolley standeth indebted to yo^r Pet^r in th^e sume of 525¹ Tob. & cask, By two Bills (one Bill bearing date 17th May 1663, for 2304¹ Tob, the other Bill bearing date 23th January for 2947¹ Tob, Besides 144¹ Tob more for goods taken up, by th^e s^d James Jolley Wife this p^rsent yeare. All w^{ch} amounteth in th^e whole to 5395¹ Tob & cask.

Yo^r Pet^r therefore humbly prayeth th^t this hon^{ble} Court will graunt him order agst th^e s^d James Jolley for his s^d Debt, wth Costs of suite & hee shall pray &c:

John Balley t^{tds} writt agst Michael Bayley & John Rawlins Acc^{con} Debt for 4360¹ Tob & cask.

War^t to sheriffe Caluert County to arest &c:

To the hon^{ble} th^e Gouverno^r & Councell of Maryland &c:

[p. 151]

The humble Petⁿ of John Balley Sheweth

That Michael Bayley & John Rawlins stand indebted unto yo^r Pet^r by Bill in th^e sume of 4560¹ Tob. & cask, yo^r Pet^r hauing demanded th^e same, & noe satisfaction receaued from eyther of them.

Hee humbly craueth order from this hon^{ble} Court agst th^e s^d Bayley & Rawlins for his s^d Debt, wth Costs of suite, & hee shall pray &c:

To th^e R^t hon^{ble} Leiu^t Gräll & Councell of th^e Prouince of Maryland.

The humble Petⁿ of John Nutthall Humbly Sheweth

That whereas Richard Hacworth is indebted Twenty nine pownds & one halfe of Beauer to yo^r Pet^r, As yo^r Pet^r can make it iustly appeare by account, whereof yo^r Pet^r cannot receaue any paym^t. Now yo^r Pet^r humbly desyreth yo^r hon^{rs} to graunt him an order for th^e s^d Debt, according to Law & Justice And yo^r Pet^r as in duty bownd shall euer pray &c:

John Nutthall.

To th^e R^t hon^{ble} Leiu^t Gräll & Councell of the Prouince of Maryland.

The humble Petⁿ of John Nutthall Humbly Sheweth

That whereas M^r Thomas Dent is bownd in Bill to th^e sume of fflowre Thows^d Two hund^d seauinty & nine pownds of good & Legall Tob & cask, to bee paid att one entire paym^t unto yo^r Pet^r, w^{ch} yo^r Pet^r hauing made demand of th^e s^d Tob, The s^d Tho: Dent hath denyed paym^t of th^e same wherefore yo^r Pet^r humbly desyreth yo^r

Liber B B hon^{rs} to graunt him an order for th^e paym^t of th^e s^d Debt according to the teno^r of his Bill according to Law & Justice, And yo^r Pet^r as in duty bownd shall euer pray &c: John Nutthall.

This Bill bindeth mee ffobbee Roberts my heyres Executo^{rs} Admistrato^{rs} ioyntly to pay or cause to bee payd to Cap^t John Tulley & company, eyther of them their heyres Executo^{rs} Admistrato^{rs} & assigns th^e full & iust sūme of Three Thows^d & Three hund^d pownds of good sownd merch^{ble} Tob & cask uppon all demands wthout Grownd Leaues or seconds in some conuenient place att S^t Maries, or S^t Jeroms or thereabouts. Wittnes my hand this 16th of Nouemb^r 1663. ffobbe Roberts

Signed in th^e p^rnce of

Will: Caluert

Nich: Young

[p. 152] Richard Collett p^{lf} } Accōn Trespasse. The p^{lf} declareth agst th^e ffobbe Roberts dēft } dēft, how th^t th^e last yeare th^e dēft comming into Patux^t Riuer, in th^e p^{lf}s absence did take & carry away a hogsh-head of Tob of th^e p^{lf}s weighing 383^t neate Tob, & out of th^e howse of Thomas Pagett & Michael Cranley being marked R. C. since th^e p^{lf} sending & requyring satisfaction from th^e dēft for his s^d Tob, Yett th^e dēft refuseth soe to doe, Conuerting th^e same to his owne use & benefitt. Wherefore th^e p^{lf} craues order agst th^e dēft, wth Costs & damāge, & for this bringeth his accōn.

Came Thomas Winne & Recordeth his marke of Cattle (Viz^t) The Right eare under halfe: & a hole in th^e Left eare.

Know all men by these presents th^t I Henry Hudson of Portobacco in Charles County in th^e Prouince of Maryland mariner, Doe hereby bind my selfe my heyres Executo^{rs} Admistrato^{rs} or assigns to pay or cause to bee payd unto John Cane of th^e s^d place, County, & Prouince Planter to him his heyres Executo^{rs} Admistrato^{rs} or Assignes th^e full & iust sūme of Seauenteene hund^d & Eighty ffowre pownds of good sownd merch^{ble} Leafe Tob & cask, To bee payd att or uppon th^e first of March next ensuing th^e date hereof, And for th^e true p^rformance hereof I doe hereby assigne make ouer & deliuer unto th^e s^d John Cane one Copper Gunne, w^{ch} after th^e day of the date aboue specified the s^d Cane his heyres Executors Admistrato^{rs} or Assignes shall haue ffree power & Liberty to keepe, & dispose of as hee himselfe shall please in case th^t neyther I th^e s^d Hudson, nor any one from by or under mee, doe pay th^e aboues^d Tob. according to th^e date aboue specified, or before it, in some Conuenient place or places in Portobacco or thereabouts. As wittnes my hand this 5th

day of Decemb^r 1662. The word Cane in 11th Line was entred before Liber B B
assignem^t Hen Hudson

Wittnes James Lindsey George Bradshaw.

Hannah Lee dds writt agst John Lumbrozo in an accōn of Debt. [p. 153]

War^t to sheriffe Charles County to arrest &c: Ret. next Prou:
 Court 9^o ffeb.

Anne Hammond Admīstrix of John Hammond dds writt agst
 John Lumbrozo accōn Debt.

War^t to sheriffe Charles County to arrest &c: Ret next Prou:
 Court ut Supra.

Will^m Hollingworth dds writt agst Cap^t Nicholas Gwyther accōn
 Debt.

War^t to sheriffe S^t Maries County to arrest &c: Ret next Prouin:
 ciall Court ut supra.

Writt Exequiōn issued to sheriffe S^t Maries County for 1500^t
 Tob, agst Marks Pheypo, att th^e request of James Bowlin according
 to Judgm^t confessed last Prouinciall Court. To th^e Ctk 31th

To th^e hon^{ble} th^e Leiu^t Gräll & Councell

The humble Petⁿ of Thomas Gerard

Sheweth That whereas yo^r Pet^r obtayned an order att a Court held
 att s^t Leonards th^e 5th day of Octob^r 1658 agst seuerall p^rsons for
 th^e paym^t of 500^t Tob & cask according to a noate to bee payd pro- Vid. order
fol. 201
 portionable by seuerall p^rsons subscribed thereunto, And hauing as
 yett receaued noe satisfaction from th^e s^d p^rsons, Doe therefore
 humbly pray th^t yo^r Pet^r may haue writt of Scire facias directed to
 th^e sheriffe of Charles County, to summone th^e s^d subscribers, or
 as many of them as are att p^rnt lyuing, & in case of any of their De-
 cease to summone their heyres Executo^{rs} or Admīstrato^{rs} to appeare
 att a Certaine day before yo^r hon^{rs} to shew cause why Execuiōn may
 not bee awarded agst them for th^e s^d 500^t Tob, to th^e end hee may
 obtaine satisfaction therefore. And yo^r Pet^r shall euer pray &c:

Ordered th^t a Scire facias bee graunted to Thomas Gerard Esq^r
 according to th^e Petⁿ John Gittings Cler.

Writt issued to th^e Sheriffe of Charles County according to th^e
 s^d order.

The names of th^e Subscribers mentioned in th^e Petⁿ are as
 followeth/

Liber B B
[p. 154]

M^r Gerard Burgesse chosen June 14th 1652.

Walter Beane
James Lindsey
Edmond Lindsey
Will^m Smith
Christoph: Russell
Humph: Attwicks
John Court
John Neuell
Rob^t Nugent
Richard floyd
Richard Smith
John Gwy
Nicholas Banister
Robert Robins
Thomas Michell
Thomas Petite
ffrancis Pope
Will^m Marshall
John Cage
Thomas Whyte
Will^m Turber
Richard Bowles
John Ward
Will^m Hungerford
Walter Cotherell

Wee whose names are here underwritten doe choose M^r Gerard to bee Our Burgesse for this p^{nt} Assembly/

James Walker
Thomas Diniard
John Shanke
Walter Gwest
Thomas Jackson
John Whendson
Roger Isham
John Hatch
George Akerick
John Maunsell
Charles Maynard
John Slingsbey

Charles Caluert Esq^r t^{ds} writt a^gst Richard Tilghman in an acc^{on} of Debt of

War^t to sheriffe Talbott County to arrest &c: Ret. next Prou: Court 9^o ffeb. next.

To th^e hon^{ble} th^e Gou^r & Councell &c:

The humble Petⁿ of Hannah Lee Sheweth

That Docto^r John alias Jacob Lumbrozo standeth to yo^r Pet^r in th^e sume of fflowre hund^d pownds of Tob & Cask as by Bill appeareth, Bearing date th^e 17th of Octob^r 1662.

Yo^r Pet^r therefore humbly Craueth th^t this hon^{ble} Court will graunt her order a^gst th^e s^d John alias Jacob Lumbrozo for her s^d Debt, wth Costs of suite And shee shall pray &c:

[p. 155] Coth Will^m Euans ffeoffe in trust to th^e Orphans of John Greenawell Deceased t^{ds} writt a^gst Agatha Langworth Adm^{ist}fix of James Langworth Deceased in an acc^{on} of Case.

* War^t to sheriffe Charles County to arrest &c: Ret. next Prou: Liber B B
Court 9^o ffeb. next.

Will^m Euans ffeoffee in trust by
John Greenwell p^{lf}.
Agatha th^e Relict of Cap^t
James Langworth dēft. } The p^{lf} declareth th^t th^e dēfts
husband, & th^e p^{lf} were left Joynt
ffeoffees in trust by John Green-
well Deceased, That th^e dēfts hus-
band did in his life time transport out of this County Seuerall hows-
hold goods & writings belonging to th^e Estate of th^e fores^d Greenwell,
The w^{ch} goods were not appraysed, neyther was there euer any ac-
count thereof gyuen unto th^e p^{lf}; Though th^e p^{lf} did seuerall times
send to th^e dēft a noate of particulars to request her to send th^e goods
& writings into this County, The w^{ch} th^e dēft hath not yett p^rformed.
The p^{lf} therefore humbly Craueth order of this hon^{ble} Court, th^t th^e
dēft may bee compelled to deliuer th^e fores^d goods & writings unto
th^e p^{lf} in some Conuenient place in this County, & pay Costs of suite,
& th^e p^{lf} as in duty bownd shall pray &c:

Wee th^e Juro^{rs} of Enquest being impanelled to search th^e body of
Thomas Teedsteed supposed to haue murdered himselfe doe find a
wound on his Throate, w^{ch} wee conclude to bee th^e immediate cause
of his Death. And wee further Conclude th^t in all probabilities & by
circumstances made appeare unto us, th^t hee th^e s^d Thomas Teedsteed
gaue himselfe th^e s^d wound & soee wee th^e s^d Juro^{rs} doe wth one Con-
sent giue in our Verdict this Seauenteenth day of Nouemb^r 1663

Wherefore wee th^e s^d Juro^{rs} of Enquest doe indict th^e s^d Thomas
Teedsteed, hee not hauing th^e feare of god before his Eyes for
feloniously & willfully murdering of himselfe Ri: Wells.

Sa^m Chew, Coron^r

The names of th^e Juro^{rs} of Enquest th^t ueiued th^e Body of [p. 156]
Thomas Teedsteed, Seruant to M^r Anthony Salway of the County
of Anarundell.

fforeman

Richard Wells	Thomas Martin	John Sollears
Anthony Salway	Jeremy Sudeuan	Andrew Baker
Rich: Wells Jun ^r	John Coole	Edmond Joyce
Thomas Borne	John Stanesby	Nath: Smith

Octob. 6^o 1663.

Wee whose names are hereunto annexed, being summoned by
Coth Will^m Euans high Sheriffe of S^t Maries County to ueiw & make
Enquiry of th^e Body of Will^m Styles this night being fownd Dead
in his Bed, Doe hereby declare uppon our oaths, hauing ueiued his
Body & Examined those p^rsons w^{ch} were in his Company That hauing

Liber B B beene Drunke, & ouer gorged himselfe wth Eating Hee was Choaked
in his sleepe, & this is our ioynt Verdict. W^m Euans.

The names of th^e Juro^{rs}

Leiu ^t Co th Jnō Jarbo	Rob ^t Joyner	Tho: Laremore
Rich: Bennett	Edw: Clarke	Arth: Delahay
Thomas Bassett	Peter Archillis	W ^m Woode
Rich: Downe	Pet. Laremore	W ^m Yownge

p^o Decemb^r 1663.

Wee whose names are here underwritten being summoned to
make Enquyry uppon th^e Death of John Jerome, Doe hereby De-
clare uppon our oathes That wee cannot deli- peremptorily whither
hee willfully Drowned himselfe or not (hee being fownd in th^e
Water, & att high Water marke) But considering his steps seene in
th^e water of his going in to th^e same, & th^e informaōn of his neigh-
bo^{rs} of his melancholy discontent of late, Wee rather beleieue th^t hee
willfully drowned himselfe, Though Wee cannott Say soe much
uppon our Oathes.

The names of th^e Juro^{rs}

fforeman

John Warren	George Day	Edw: Ellyott
Tho: Winne	Tho: Kelling	Rich: Gary
Rob ^t Thomas	John Grange	George Shawe
Will ^m Elgatt	Rich: Micall	

Signed in th^e name of th^e Jury

Geo: Reynolds/

[p. 157] These may certify whom it may Concerne th^t James Rothell hath
sett up his name for his going out of th^e Country according to Act.
Certified by mee Tho: Sprigge.

Att a Prouinciall Court held att S^t Maries on Twesday
9^o ffebruary 1663.

P ^{nt} Charles Caluert Esq ^r Gou ^r	} M ^r Baker Brooke } } M ^r Jerome Whyte }	} Councell ^{rs}
Philip Caluert Esq ^r Chan ^r		
Henry Sewall Esq ^r Secr ^r		

Coth George Waters p^r }
Attor: Cap^t James Neale } p^{lf} } The p^{lf} being called & not appear-
Cap^t Miles Cooke dēft } ing The dēft Craues nonsuite agst
to Act of Assembly, & other dammages, W^{ch} was graunted.
th^e p^{lf} wth an Americam^t

Pope Aluey p^{lf} } John Samwayes offering himselfe to pleade in
James Veitch dēft } this Cause, & not hauing any Letter of Attorney

from th^e p^lf to th^t end, The Cause is dismissed, wth Charges to th^e Liber B B dēft, according to Act of Assembly in th^t Case p^roviding.

Cap^t Josias ffendall p^lf } Neyther th^e p^lf, nor th^e dēft appearing
Anne Haggett dēft } when Called, The Cause is dismissed, wth
an Amerciam^t to th^e p^lf according to Act of Assembly.

Thomas Gerard p^lf } Neyther party appearing when called, The
Anne Haggett dēft } Cause is dismissed, wth an amerciam^t to th^e
p^lf according to Act of Assembly.

Thomas Winne p^lf } Neyther party appearing when called, The
Pope Aluey dēft } Cause is dismissed, wth an Amerciam^t a^gst th^e
p^lf according to Act of Assembly.

Thomas Winne p^lf } Neyther p^lf nor dēft appearing when
Will^m Hollingworth dēft } called, This Cause is dismissed wth an
Amerciam^t a^gst th^e p^lf according to Act of Assembly.

Peter Joy } p^lfs } Vpon th^e Petⁿ of th^e p^lfs Exhibited Last
John Merth } Prouinciall Court, Respite in th^e Cause being Vid fol. 115
Hugh Stanley dēft } then graunted It is now ordered by th^e Board & fol. 228.
That a Summons bee sent to Hugh Stanley dēft, to appeare, & bring [p. 158]
in an account of th^e Estate of Daniel Goulson Deceased, into th^e
Secretaries office, by th^e next Prouinciall Court, To th^e end this
Court may haue a ueiw thereof, & consider th^e same. And th^t Peter
Joy & John Mirth p^lfs bee also both of them there p^resent att th^e s^d
Court to make their allega^ons or Exceptions (if any they haue) to
th^e s^d account.

Henry Spinke p^lf } The p^lfs Petⁿ being th^e same putt in by him,
D^r Luke Barber dēft } last Prouinciall Court, now read in Court,
The dēft in answere thereto putteth in this his answere & also the
Charge, w^{ch} are as followeth. Vid. fol. 116
& fol. 196.

To th^e R^t hon^{ble} th^e Leiu^t Gräll & Councell of Maryland

The humble Petⁿ of Luke Barber by way of answere to the Petⁿ
or Declara^on of Henry Spinke Sheweth.

That whereas th^e s^d Spinke accuseth yo^r Pet^r of calling his wife
Elionor whore, it is true, hee denyeth it not, nor any part or parcell
of th^e s^d charges of imodest & lasciuious carriages of th^e s^d Elionor,
as they are charged & containd in th^e afores^d Petⁿ or Declara^on
& relating in th^e least to th^e s^d Elionor but pleads a speciall Justifi-
ca^on as not actionable, Humbly throwing himselfe & case vpon this
most hon^{ble} Court & their Judgment whither any of th^e s^d words are
actionable? Yo^r Pet^r humbly conceiuing wth submission to yo^r hon^{rs}

Liber B B they are not, & then conceaues under th^e submission afores^d a Jury ought not, nor can haue cognizance thereof, for Ad questionem Legis Iudices, ad questionem facti Juratores.

The p^rmisses considered yo^r Pet^r humbly craues such releife for his uniust molestaõn as yo^r hon^{rs} thinke meete And as in duty bownd hee shall pray &c:

The Charge.

That Luke Barber did call Elionor th^e now Wife of Henry Spink whoare, That hee did diuers times affirme th^t shee was a whore And th^t hee had taken her wth her coates up, & th^t Rogue Thomas Hewes wth his Breeches downe, And th^t hee brought none but Rogues & whoares out of England, some out of Bridewell, some out of Newgate, & some from th^e whipping Post, And allsoe th^t her oath was false & malicious w^{ch} hee would proue.

This being th^e Charge my Aduersary accuses mee wth tis his duty to proue it actionable. Yett for satisfaction of this hon^{ble} Court, [p. 159] I shall for once endeauro^r to proue th^e negatiue (Viz^t) That none of all th^e Charge is actionable, & th^t out of Shephard & his authorities, Being th^e uery Booke th^e hon^{ble} Leiu^t Gräll, Chancelo^r & this hon^{ble} Court th^e other day made use of, in a Case of th^e like nature

ffirst then as to th^e words (whore) th^e s^d Shephard fol. 76, affirms posituely th^t th^e accõn will not lye for saying a woman is a whore or Bawd (albeit they bee marryed) And then for th^e gesture I fownd her in, wth that Rogue Tom Hewes as I am charged, The s^d Shephard declares himselfe in fol. 80, ut infra, If any words be spoake in themselues not actionable of a yowng woman or man, charging them wth incontineny or otherwise by w^{ch} they loose their match, the Losse of th^e match must bee auerred specially it is not good Patch, 15 Car. B. R. Ayres Case, Sandersons Case, Trin. 17 Car. B. C. Soe if any words of passion only not actionable be spoaken as to say a man is forsworne, hee is a Rogue, Vallaine or th^e like, If any accõn bee brought uppon them, it must bee maintayned by a speciall auerm^t of losse. Coo-4-15.

Now for th^e last part of his Charge (Viz^t) and allso th^t her oath was false & malitious, w^{ch} hee would proue. this I likewise conceaue is not actionable, ffor th^e s^d Shephard sayth fol. 77 soe, in a case depending betweene A & B in th^e Kings Bench Certaine affidauitts being openly read in th^e Court, th^e defend^t sayth openly there is not a word true in them as I can proue by twenty wittnesses this is not actionable Patch. 15 Car. B. R. Moltons Case.

Besides may it please yo^r hon^{rs} when I spoake th^e words it was not soe much as an affidauitt, Vntill sworne to, noe affidauitt, & it was some space of time before shee had deposed.

Lastly to giue yo^r hon^{rs} fuller satisfaction hauing as I humbly *Liber B B* conceiue sufficiently proued, nothing in my Aduersaries Charge can bee actionable. I shall now proue allso under Correction of this hon^{ble} Court, That graunt they were actionable in themselves, yett as they are charged, they can beare noe action & th^t by th^e afores^d Shephard who fol 44 sayth, They must bee charged wth the uery words false & malitiose, or it is not actionable, Both w^{ch} words must bee fownd by a Jury, ffor if they find one of th^e words, & not th^e other, The accōn will not lye, as in fol. 85.

Norman & Symonds case, The p^lf brought an accōn for words & declared th^t they were spoken false & malitiose. The Jury find th^e words false & inuiose, & it was adiudged, th^e Accōn would not lye, because th^e finding of th^e Jury doth not warrant th^e Declaraōn in th^e substantiall forme of it, Trin. 7 Car. B. R.

Now I leaue it to yo^r hon^{rs} to iudge whither it is possible a Jury [*p. 160*] can find both or eyther of th^e words, being neyther usd, nor charged in my Aduersaries declaraōn The s^d Shephard calling them by th^e Tytle of th^e substantiall forme of th^e Declaraōn.

Notwthstanding (may it please yo^r hon^{rs}) the better to defend my selfe from th^e malicious designes of Henry Spinke, & th^t Light cariaged woman Elionor Edwards, while shee was my seruant, yo^r Pet^r doth not deny any thing of his Charge or Declaraōn yett he humbly desyres yo^r hon^{rs} to consider th^e sequence.

first that th^e words I am charged to speake were spoken & soe is charged to bee in open Court. now M^r Dent & other members of th^e Court, as allso M^r Jarbo, M^r Turner & others by standers, att least six or seauen, who haue declared to mee, they can & will if need bee declare uppon oath, they being present att th^e same time, that they heard noe such thing, or in that forme, as most of th^e others my aduersaries hath procured agst mee make mention of, hee hauing procured fowre oaths, The p^rsons of all w^{ch} had, as I can proue p^rfect preiudice agst my p^rson, Except M^r Hyde, whose oath is nothing soe desperate or inuectiue agst mee as th^e others are: Ney yo^r Pet^r dare uenter all hee hath, th^t th^e s^d Spinke cannott gett th^e like oath of any credible p^rson, as eyther of the other Three haue taken, all ouer th^e Prouince. The men being of uery slender repute, in comparison of th^e p^rsons p^rsent whose oaths if need bee I can produce. who only testify of my taxeing her of a whorish or lasciuious carriage, while shee was my seruant, & in p^rticular wth Thomas Hewes, w^{ch} is most true, And uppon w^{ch} I forwarning her of this fellows Company shee impudently receaues him into my howse when my Wife & I was gone to S^t Maries; Lodging him in my Wifes bed, & Lying all night in th^e roome wth him, as my seruants told mee att my Returne, & w^{ch} shee did not deny, when I gaue her Correction for it

Liber B B before M^r Reynolds, Telling her att th^t uery time I gaue her Correction for those her whorish carriages, to w^{ch} shee answered not a word.

Ordered th^t Judgm^t & Determinaōn in this Cause bee Respited 'till tomorrow morning

[p. 161] Know all men by these p^rnts th^t I Rich: Dod of Charles County in th^e Prouince of Maryland Plant^r doe hereby constitute ordaine & appoynt my Welbeloued ffreind George Thompson of th^e s^d County & Prouince gent^a my true & lawfull Attorney to answere all & all manner of suite or suites th^t shall commenced agst mee att th^e Prouinciall Court in any manner of accōn or accōns whatsoever Gyuing & hereby graunting unto my s^d Attorney my full power & lawfull authority in th^e p^rmises as fully largely & amply as I my selfe might or would haue, if p^rsonally there p^rsent, Gyuing and hereby graunting unto my s^d Attorney full power & lawfull authority to constitute ordaine or appoynt one or more Attorney or Attorneys under him, & him, them, or any of them att his will & pleasure againe to reuoake, annihilate, & make uoyd, Ratifying & allowing & holding firme & stable all & whatsoever my sayd Attorney shall lawfully doe, or cause to be done in th^e p^rmises, as fully largely & amply as I my selfe might or could doe if p^rsonally there p^rsent as wittnes this my hand & seale this 7th of January Año Dñi 1663

Signed Sealed & Deliuered

in th^e p^rsence of Vs

Thomas Hussey

Thomas T Baker

his marke

Richard H Dod

his marke

Seale

Rob^t Robins p^{ff} } The p^{ff} sueth as in his Declaraōn supra fol 149.
Richard Dod dēft } The dēft by his Attorney in answere thereto
Vid fol. 149. sayth, Desyring th^t th^e writt may abate ffor th^t th^e p^{ff}, att th^e time th^e writt was serued Did not send or giue his Declaraōn as hee ought & as is prouided for by Act of Assembly to th^e sheriff together wth th^e writt, W^{ch} being proued,

Ordered th^t th^e p^{ff} bee nonsuited (th^e dēft crauing th^e benefitt of th^t Act) & pay Charges & Costs of suite according to Act of Assembly

Bee it knowne unto all men by these p^rnts th^t I John Saffin merch^t doe hereby constitute depute, & in my steed & place ordaine my louing ffreind M^r Thomas Dent merch^t my true & Lawfull Attorney, to aske, demand, recouer & Receaue all such Debts or dues as may
[p. 162] appeare to bee due unto me th^e s^d Saffin from M^r Will^m Battin merch^t & Henry Hunt eyther by Bond or Bill, Gyuing my s^d Attorney full power to doe & act in th^e p^rmises in all respects, & according to all

intents & purposes of th^e Law for th^e Recouery of my due rights, as Liber B B
if I my selfe were p^rsonally p^rsent. In wittnes whereof I haue here-
unto sett my hand. Dated in Virginia th^e 22th of January 1661

Test, Robert Goodyears

John Saffin

Henry Bentley.

John Saffin p ^r Attor	} p ^{ff}	} The p ^{ff} humbly declares before
nat. Thomas Dent		
Margery Battin p ^r At-	} dēft	} Battin late deceased did in his life
tornat C. Jos: ffendall		

a bond of one hund^d & fifty pownds sterl. money for th^e paym^t of
Seauen thows^d pownds of Tob. in cask, according to Condi^cion an-
nexed to th^e s^d Bond Bearing date 16th of Septemb^r 1657 as may
appeare.

The p^rmises considered by this hon^{ble} Court th^e p^{ff} humbly craues
order agst th^e Estate of th^e s^d Battin wth forbearance & Costs of
suite, And hee shall as in duty bownd pray &c:

The Pet^r producing th^e dēfts Bond as aboues^d for th^e paym^t of
7000^t Tob, on th^e Back side of w^{ch} th^e p^{ff} under his hand hath gyuen,
or made a Receipt for Two Thows^d fve hund^d & Eighty pownds of
Tob. in Cask, Whereuppon The dēft doth acknowledge Judgm^t for
ffowre Thows^d ffowre hund^d & Twenty pownds of Tob in Cask unto
th^e p^{ff}, It being th^e Remainder of th^e Tob due uppon th^t Bond.

To th^e hon^{ble} th^e Gouverno^r & Councill for th^e Prouince of Maryland

The humble Petⁿ of Margery Battin, Admⁱstrix to her late De-
ceased husband Cap^t W^m Battin, Sheweth

That Bartholomew Gatherell standeth indebted to th^e s^d Cap^t
Will^m Battin by Bill 3146^t Tob. & cask, & by account 370^t Tob. for
w^{ch} yo^r Pet^r humbly craueth yo^r hon^{rs} to graunt her order wth Costs
& charge of suite, & shee as in duty bownd shall pray &c:

Margery Battin p ^r Attor-	} p ^{ff}	} The P ^{ff} sues as in her Pet ⁿ . The	[p. 163]
nat. Cap ^t Josias ffendall			
Bartholomew Gatherell dēft	} p ^{ff}	} p ^{ff} by her Attorney making excep-	

th^t th^e sheriffe pay unto th^e p^{ff} 3146^t Tob, & th^t th^e sheriffe bee left
for his remedy agst th^e Bayle. And in the uery interim th^e s^d
Gatherell appearing in Court, & th^e sheriffe tendring him to th^e Board,
the sheriffe is releiued & remitted. And th^e s^d Bartholomew Gatherell
dēft, acknowledgeth Judgm^t in open Court for th^e s^d Debt unto th^e
p^{ff}, being Three Thows^d one hund^d ffowrty six pownds Tob. & cask.

This Indenture made th^e second day of ffebruary in th^e yeare
one Thows^d six hund^d sixty & Three betweene Luke Barbier of
Mitcham Hall &c: of th^e one partie, & Cap^t Richard Banks & M^r

Liber B B
Vid fol. 217. Randall Hanson both of Poplar Hill &c: of th^e other party Witt-
nesseth That th^e s^d Luke Barbier for diuers good causes & consid-
eraōns him thereunto mouing hath made ouer, freely disposed of
alienated, enfeofed, & confirmed all his whole Estate, in generall
whither Land as Mittcham Hall, Luke Land, or Mittcham Hills, or
of cattle, horses, mares, hoggs, howsehold goods, bookes, medicines,
bills, bonds, accounts, demands, fruite Trees, howses, Conueniences
appurteñces, p^rquisites, or any thing or things whatsoeu^r th^t may
or can in Law or Equity bee now att this p^rsent called his, And by
these p^rsents I th^e s^d Luke Barbier doe make ouer freely dispose of,
aliene enfeoffe & confirme all th^e afores^d unto th^e afores^d Cap^t
Richard Banks, & M^r Randall Henson & their heyres as ffeoffees in
trust to th^e only use & behoofe of my most deare louing & respectfull
Wife Elizabeth Barbier & her heyres for euer. To th^e true p^rform-
ance of w^{ch} I th^e s^d Luke Barbier haue hereunto sett my hand & Seale
th^e day & yeare first aboue written/

Sealed

Signed Sealed & Deliuered

L Barbier.

in th^e p^rnce of us

Joseph Aluey

Richard Parslowe

[p. 164] Philip Caluert Esq^r p^rf } The p^rf sueth as in his Petⁿ for Eleauen
Hugh Stanley dēft } pownd, one shillings seauen pence halfe-
Vid fol. 128. penny sterl. money. The p^rf not appearing when called, It is ordered
th^t M^r Richard Collett sheriffe pay or satisfy th^e fores^d sūme de-
manded of Eleauen pownds one shilling seauen pence halfe penny
sterl. unto th^e p^rf, & th^t th^e s^d sheriffe bee left for his remedy a^gst
th^e dēfts Bayle, according to Act of Assembly in th^t case prouiding.

To th^e hon^{ble} th^e Gouverno^r & CouncellThe humble Petⁿ of Cap^t Miles Cooke Sheweth

That yo^r Pet^r being arrested att th^e suite of Cap^t James Neale th^e
Attorney of Maio^r George Walters to this hon^{ble} Court The s^d Neale
not appearing a nonsuite was graunted to yo^r Pet^r w^{ch} is by th^e Law
of this Country but 50^t Tob. or 60^t. Hee hauing bene att a greate
deale more Charge for dyett & lodging for ffue hands w^{ch} hee might
haue employed in getting in his Tob. due to him, itt being now a
Season That hee brought th^e ffue hands wth him on purpose to at-
tend this Court

Wherefore hee desyres th^t yo^r hon^{rs} would graunt him an order
for this his greate Charge & Trouble, as to yo^r hon^{rs} shall seeme
meete, And hee shall pray &c:

Miles Cooke.

Vid. fol. 192. Ordered uppon the Petⁿ of Cap^t Miles Cooke th^t hee recouer of
Vid. fol. 200. th^e p^rf James Neale Costs according to Act of Assembly, 30^t Tob
& fol. 201. a peice for 5 hands & 300^t Tob. for a nonsuite

Writt Exequūon exiuit to sheriffe, according to th^e s^d order, of Liber B B S^t Maries County.

Rob ^t Macklin p ^{ff}	} dēfts	The p ^{ff} sueth as in his Pet ⁿ fol. 132 & produced th ^e dēfts Bill in Court to th ^t end, & th ^e Dēfts acknowledging their Bill, and Confessing th ^e Debt, Ordered th ^t th ^e p ^{ff} haue Judgm ^t ag st th ^e dēft for fflowre Thous ^d pownds of Tob this year & Three Thows ^d pownds Tob. next year according to their s ^d Bill.	Vid fol. 132. Vid fol. 217.
Gwy White &			
John Bagby			

Robert Macklin p ^{ff}	} dēfts	The p ^{ff} sueth as in his Pet ⁿ fol. 132, for 3000 ^t Tob. this p ^{nt} year & 2000 ^t Tob the next year. The dēfts John Beale doth acknowledge their Bill produced by th ^e p ^{ff} in open Court. [p. 165] Ordered th ^t th ^e dēfts pay unto th ^e p ^{ff} Three Thows ^d pownds of Tob this p ^{nt} year, & Two Thows ^d pownds of Tob. th ^e next year following according to th ^e p ^{ff} s demand, & th ^e dēfts their Bill.	Vid fol. 217.
Robert Chisick & John Beale			

Daniel Johnson p ^{ff}	} dēft	The p ^{ff} declareth ag st th ^e dēft in an accō of Will ^m Robinson Couen ^t as in his Declaraōn fol. 150 The dēft in answere thereunto sayth, That whereas th ^e p ^{ff} arrested th ^e dēft in an accō of Couen ^t & did not according to Act of Assembly send his Declaraōn together w th th ^e writt hee may haue th ^e Benifitt of th ^e s ^d Act. W ^{ch} being proued, Ordered th ^t th ^e p ^{ff} bee nonsuited, & pay Charges & Costs of suite, according to Act of Assembly, to th ^e dēft.	Vid. fol. 150
Will ^m Robinson			

Summons to Sheriffe S^t Maries County to warne John Cooper to testify inter John Nutthall p^{ff} & Rich: Ackworth dēft Ret. forthwth sub pœnā 500^t Tob.

John Nutthall p ^{ff}	} dēft	The p ^{ff} sueth as in his Pet ⁿ fol. 151 for 29 ¹ / ₂ Rich: Ackworth dēft } Beauer, And th ^e dēft not appearing The Sheriffe of Caluert County testifying th ^t th ^e writt was serued, & th ^t M ^r Thomas Taylor was his Bayle, who was declared to bee infra etatem.
Rich: Ackworth dēft		

Ordered th^t th^e s^d sheriffe pay unto th^e p^{ff} Twenty nine pownds & a halfe of Beauer, & bee amerced according to Act of Assembly

The Court adiornes for a while.

The Court mett againe all p^{nt} as afore.

John Burrage p ^{ff}	} dēft	Neyther p ^{ff} nor dēft appearing The Cause dismissed.
John Browne dēft		

Walter Hall p ^{ff}	} dēft	The p ^{ff} shewing & producing in Court Two seuerall Exequūons (for one & th ^e same debt, w ^{ch} were not Leauyed
Pope Aluey in		
behalf of his wife		

Liber B B as hee makes appeare) for 1166^t Tob. besides 77^t Tob for ffees expended. The dēft sayth, That shee th^e Admīstrix hath payd more allready out of M^r Hammonds Estate (who was formerly sued for th^t Debt) then th^e Estate was apprayسد att, as will appeare by th^e account, & further that shee hath payd that Exequiōn, uppon w^{ch} [p. 166] this Scire facias issued. But not being able to proue what shee alleageth, th^t any part hath beene payd uppon th^t Judgm^t, w^{ch} shee ought to take notice of, & to bee first satisfied,

Ordered th^t th^e pīf haue th^e first Exequiōn agst th^e s^d Hammonds Estate for th^e sūme of Eleauen hund^d sixty six pownds of Tob. besides Seaenty seauen pownds of Tob. for former Charges expended for ffees in this suite.

Att th^e Vpper howse of Assembly Sept. 29 1663.

P ^{nt} Charles Caluert Esq	Leui ^t Gräll	} Baker Brooke Edw: Lloyd Henry Coursey Jerome White John Bateman	} Esq Councill ^{rs}
Philip Caluert Esq	Chancello ^r		
& Deputy Leiu ^t			
Henry Sewall, Sec ^r ,	Esq		

Vid. fol. 186. Vppon th^e motion of Thomas Nottley th^e Attorney of Cap^t Thomas Cornewalleys to haue this howse proceed to Judgm^t in th^e Erro^{rs} assigned by him th^e s^d Nottley inter causam Cornewalleys & Nicholds, Vppon default of th^e s^d Nicholds not appearing yesterday to plead to th^e s^d Erro^{rs} according to th^e order of this howse, This howse doth declare th^t th^e Erro^{rs} assigned by Thomas Nottley Attorney of Cap^t Cornewalleys are such, th^t th^e Cause ought to bee tryed againe, & therefore Ordered th^t th^e whole cause bee tryed againe att th^e Prouinciall Court sitting as a Court of Chancery on th^e 8th of December next &c:

John Gittings Clk of th^e

Vpper howse of Assembly.

Ordered hereuppon th^t this Cause bee first heard to morrow morning, And in th^e meane time th^t summons be forthwth sent to John Nicholds to make his appearance att Court att S^t Maries to morrow morning to make answer therto.

Summons to Sheriffe S^t Maries County according to th^e fores^d order.

Vid fol. 134.
& fol. 187

Thomas Gerard Esq	pīf	} The pīf sueth as in his Pet ⁿ fol 134 for 4000 ^t Tob. The dēft by his Attorney John Samwayes makes answer (Viz ^t) not knowing w ^{ch} wayes th ^e pīf is damnified, desyres him to make it appeare how: Hee only desyring to know whither hee was free or not, & therefore humbly conceiues noe uniust molestao ⁿ . Then pīf produceth his wittnesses for his Charges hee was putt to about prouing him his seru ^t &c: & Charges of Court w ^{ch} are as followeth.
Richard Micall dēft		

[p. 167]

The Deposⁿ of M^r Richard Granger Aged 26 yeares or thereabouts Liber B B Sayeth.

That hee went wth M^r Thomas Gerard into Virginia, & for his paines hee th^e s^d Gerard gaue him a hñd of Tob. & it cost th^e s^d M^r Gerard in James Towne more about looking after his Wittnesses to know how long his Irish seru^{ant} had to serue, or for how long time hee had bought him for, Thirteene hund^d and odde pownds of Tob. Allso th^e s^d M^r Gerard gaue a Boy of M^r Whytes Two hund^d pownds of Tob. to goe along wth him. And this Depon^t further sayth th^t there was a Case of Drams, & ffowre Quarter Cask of Syder putt into th^e Boate for their Voyage, & to th^e end afores^d, Allso ffiue or six Cheeses, a pott of butter & about ffiue peeches of Beefe & Bacon, w^{ch} was allso concerning his looking after his wittnesses to know how long his Irish seru^{ant} had to serue, or for how long time hee had bought him for as afores^d, & further sayth not

Juratis January 8^o 1663

Richard Granger

Coram me Philip Caluert.

The Deposⁿ of Judith Loue aged 22 yeares or thereabouts sworne th^e 4th Octob^r 1662.

Sayth That shee this Depon^t was p^{nt} att M^r Gerards quartering howse att Mattapany when Cap^t Hinefeld brought thither certaine Irish seru^{ants} to sell unto M^r Gerard, And further sayth th^t shee did see th^e s^d Hinefeld threaten th^e s^d seru^{ants} wth his Kane & say to them That they should serue ffiuteene yeares, & this Depon^t further sayth th^t when th^e s^d Hinefeld was thus threatning of them, & saying hang them Rogues they shall serue ffiuteene yeares there was certaine wryting a drawing & further sayth not

Judith Loue X

Jurat Coram me

her marke

Thomas Turner.

Thomas James sworne in open Court Sayth, That when M^r Gerard went downe to Virginia, M^r Gerard putt into his Boate 3 quarter Cask of Syder, & 100 Bisketts 3 or 4 peices of Beefe, & as much Bacon, one Case of Drams, And th^t M^r Gerards charges att James Towne came to 1300^t Tob & odde, what the odde was hee knoweth not, That M^r Gerard hyred Rich: Granger to goe downe wth him, w^{ch} cost him one hñd of Tob, & also a Boy of M^r Whytes, But what hee gaue him hee knoweth not, And further th^t M^r Gerard tooke M^r Coleloughs oath att James Towne & M^r Clayes deposⁿ att M^r Jurnews in Patowmeck Riuer in Northumberland County, & further sayth not. [p. 168]

Coth Will^m Euans att th^e instance of th^e dēft Sayth That Daniel Macdaniel in th^e behalfe of th^e dēft came unto him to preferre his Petⁿ, W^{ch} hee did att th^e Prouinciall Court. Whereuppon Order was graunted th^t M^r Gerard should bee summoned, And th^e Busines was sent downe to th^e County Court, & then M^r Gerard appealed to th^e Prouinciall Court.

Liber B B After long debate on both sides in this Cause th^e p^{lf} Craues a Jury to examine into th^e dammages th^t hee hath susteyned, w^{ch} was graunted.

War^t to sheriffe to impanell a Jury of 12 men Ret. forthwth

In th ^e meane time th ^e p ^{lf} brought in this Bill of Charges	
ffor attendance w th Boate & hands 5 dayes th ^e first Prou:	} 0620
Court att 30 ^t p ^r day.....	
4 dayes attendance att New Towne Court.....	0120
5 dayes attendance th ^e 2 ^d Prou: Court w th Boate & hands..	0620
Attornys ffees 3 Courts.....	0180
To th ^e sheriffe, Clerks & Jury.....	1000
Payd to th ^e men th ^t went to Virginia to procure th ^e witt-	} 1000
nesses for their paynes.....	
Payd to Daniel Johnson by order of W ^m Edwards for soe	} 1365
much spent att James Towne.....	
[p. 169] Losse of his time out of his Crop in th ^e height of th ^e yeare,	} 0280
& payd to th ^e Ouerseer.....	
ffor th ^e Boate, a Case of Drams 4 quarter Cask of Syder 5	
Cheeses, 1 pott of Butter, 5 peices of Beeffe & Bacon,	
& th ^e Charge of this Court	

Sheriffe Ret. his writt & warned/
fforeman

Mr John Abington	Robert Macklin	Will ^m Harper
Thomas Innis	Henry Hyde	Thomas Burdett
Thomas Taylor	John Gittings	Cuth: ffenwick
Thomas Hussey	Richard Dod	Robert fford

Vppon motion th^t it is allmost night, The Jury are dismissed & to appeare betimes to morrow morning, & then to goe on this Busines.

Vid fol. 228 Came ffrancis Armestronge & ffrances his Wife & in open Court acknowledge themselues to haue assigned & made ouer, & doe assigne & firmlyly make ouer from them & their heyres ffifty Acres of Land Lying in Talbott County (called Armestrongs Delight) unto Richard Preston Jun^r his heyres & assignes for euer.

Likewise th^e s^d ffrancis Armestrong & ffrances his Wife doe as-
signe & make ouer in open Court one other parcell of Land Lying in
Talbot County contayning Two hund^d Acres (called Weeping
Spring) from them & their heyres unto Richard Preston Jun^r his
heyres & assignes for euer.

Vid fol. 130 And Likewise another parcell of Land contayning Two hund^d
acres conueyed to him th^e s^d Armestrong by Edward Lloyd Esq³ &
allready Recorded Lying in Choptanck Riuer The s^d ffrancis Arne-
strong & ffrancis his Wife doe assigne & make ouer th^e same from

them & their heyres unto th^e fores^d Richard Preston Jun^r his heyres Liber B B & assignes for euer.

Came ffrancis Armstrong & ffrances his Wife & doe in open Court acknowledge themselves to haue assigned & made ouer, & doe assigne & make ouer firmly from them & their heyres one parcell of Land contayning Two hund^d Acres Lying in th^e Diuiding Creek in Chop-tanck Riuer unto John Neuell in Caluert County his heyres & assignes for euer.

Know all men by these p^rnts th^t I ffrancis Armstrong of Caluert [p. 170] County Plant^r for & in consideraō of a ualuable sume of Tob already in hand receaued before th^e ensealing hereof, haue for mee & my heyres bargayned & sold unto John Neuill on th^e Clifts in th^e County afores^d Plant^r Two hund^d Acres of Land Joyning to a place formerly taken up by th^e afores^d Armstrong (called Holland) That is to say The halfe of a parcell of Land Lying betwixt Cornelius Neck & Holland, the uppermost part of ffowre hund^d acres, being bownd wth a greate Runne, th^e uppermost halfe of th^e ffowre hund^d acres being Armstrongs owne, This Land of th^e afores^d Neuills being uppon th^e Diuiding Creeke in Choptank Riuer, Joyning uppon a Parcell of Land of th^e s^d Armstrongs, Beginning att a Red oake, & running Westerly to a Whyte oake being th^e first bownd Tree of Holland, & for length running East South East according to Pattent thereof for him th^e s^d John Neuell & his heyres to enioy th^e s^d Land wth all th^e priuiledges & immunities thereunto according to Pattent belonging for euer, wthout th^e Lett molestaō or p^rturbaō of mee th^e s^d ffrancis Armstrong or Wife, my heyres or Executors, or any other p^rson or p^rsons challenging or clayming under mee according to Law, & shall uppon all Lawfull call passe this same Deed in Court. In wittnes whereof I hereunto sett my hand & Seale this 22th of July 1663.

Signed & Sealed in th^e p^rnce of

Robert Stapleford

Charles C Daus

his mark.

This Bill of Sale being agreed unto & wth th^e s^d John Neuill both by consent of mee & my wife as wittnes our hands & Seales th^e day & yeare aboue written

f. A. ffrancis Armstrong Seale
his mark

F A. ffrances Armstrong Seale
her mark

Know all men th^t I Will^m Tenahill for certaine causes mouing mee [p. 171] thereunto, doe constitute ordaine & appoynt my Louing ffreind Rob^t Macklin my true & Lawfull Attorney in & for to see my Land w^{ch} I bought of Andrew Woodbery & Randall Hanson (attorney of th^e

Liber B B late Deceased John Commings) confirmed firmly & Lawfully to mee my heyres Executo^{rs} Admistro^{rs} & assignes, And they to defend mee from all iust Claimes in Law whatsoeu^r, & my heyres Executo^{rs} Adm^{rs} & assignes in th^e possesⁿ thereof for euer, & what my s^d Attorney shall doe therein, I doe ratify & confirme in as full āple sort & manner as if I my selfe were p^{nt}. In wittnes hereof I haue sett my hand this 3^d day of ffeb. 1663.

Wittnes John Lawson

Will^m I Tenahill

his marke

Will^m M Cannaday
his marke

This Indenture made th^e Eleauenth day of ffeb. in th^e yeare of our Lord God one Thows^d six hund^d sixty & Three, Betweene Andrew Woodbery of Salem in New England mariner of th^e one parte, & Will^m Tanehill of Poplar Hill in th^e County of St^t Maries Plant^r on th^e other parte, Wittneseth th^t th^e s^d Andrew Woodbery for & in Consideraōn of ffowre Thows^d ffowre hund^d pounds of Tob & Cask to him in hand payd, whereof & wherewith hee doth acknowledge himselfe fully satisfied contented & payd, Hath gyuen, graunted, remised, released, bargayned, sold, assigned, & for euer sett ouer, & by these p^{nts} doth giue, graunt, remise release, bargaine, sell, assigne, & for euer sett ouer unto th^e s^d Will^m Tenehill his heyres or assignes all th^t Three hund^d & ffifty Acres of Land, Lying on th^e Sowth side of Patux^t Riuer, & th^e North side of a Creeke of th^e s^d Riuer called St^t Stephens Creeke, Bownding as on th^e Pattent of th^e s^d Land graunted to Richard Crackbone the Three & Twentith day of Nouemb^r in the Seauen & Twentith yeare of his L^ps Dominion ouer this Prouince Añoq̃ Dñi 1658, To haue & to hold th^e s^d Three hund^d and ffifty Acres of Land to him th^e s^d Will^m Tenehill his heyres & assignes foreuer, Wth warranty from th^e Just Claymes of any p^rson or p^rsons whatsoeu^r. In wittnes whereof hee th^e s^d Andrew Woodbery to this p^{nt} Indenture hath putt his hand & Seale the day [p. 172] & yeare aboue written.

Andrew Woodbery.

Signed Sealed & deliuered
in th^e p^rnce of us

Seale

L Barbier Tho: Dent.

Came Andrew Woodbery & doth acknowledge that Deed of Sale of Land to Will^m Tenehill, produced in open Court by Rob^t Macklin th^e s^d Tenehills Attorney To bee his owne Reall act & Deed.

To all p^rsons to whom these p^{nts} shall come, Know yee th^t I Philip Caluert Esq̃ Chancelo^r of Maryland att what time I was Secretary of th^e s^d Prouince had into my possesⁿ and Custody deliuered a Certaine wryting in paper purporting a Bargaine & Sale of a Certaine Tract of Land Lying uppon th^e Cliffts in Caluert County from Thomas Marsh late of Elizabeth Riuer in Virginia, unto

Thomas Manning of Nansemond, w^{ch} s^d wryting was by Thomas Manning to mee deliuered & to th^e intent th^t th^e s^d Thomas Manning a Pattent for th^e Land by th^t wryting intended to bee conueyed might obtaine by Sarah Marsh th^e Relict of th^e s^d Thomas Marsh acknowledged to bee th^e Act & Deed of th^e afores^d Thomas Marsh, And to th^e best of my remembrance declared her willingnes th^t th^e s^d Thomas Manning a Pattent for th^e s^d Land should then haue & obtaine. Whereuppon I then according to my Duty & office a Pattent for th^e s^d Land did then wthin short time draw, & to th^e date of th^t Pattent referre th^e certainty of th^e time when these things were transacted. Gyuen under my hand this first day of ffebruary 1663

Philip Caluert Seale

Command Luke Barbier & Elizabeth his wife th^t iustly &c: they keepe wth Richard Cane th^e Couent &c: of th^e manno^r of S^t Richards, Contayning one Thows^d Acres of Land wth th^e appurtenances &c: in Caluert County

Charles Caluert

And th^e Agreem^t is such th^t th^e s^d Luke Barbier & Elizabeth his Wife haue acknowledged th^e afores^d manno^r wth th^e appurtenances to bee th^e right of th^e s^d Richard Cane, as th^t w^{ch} th^e s^d Rich: Cane hath of th^e gswift of th^e s^d Luke Barbier & Elizabeth his Wife & th^e same they haue remised & quitt claymed from them & their heyres to th^e afores^d Richard Cane, & th^e heyres of th^e s^d Richard Cane for euer. And further th^e s^d Luke Barbier & Elizabeth his Wife haue graunted for them & th^e heyres of th^e s^d Luke Barbier th^t they will warrant to th^e afores^d Richard Cane, & th^e heyres of th^e s^d Richard Cane, th^e afores^d manno^r wth th^e appurtenances agst them th^e s^d Luke Barbier & Elizabeth his Wife & th^e heyres of th^e s^d Luke Barbier for euer, & further this &c:

Luke Barbier Seale

Taken & acknowledged att

Elizabeth Barber Seale

Will^m Tuttersalls att New

Towne in th^e County of S^t Maries

th^e 27th of Octob^r 1662

Before mee, Charles Caluert.

Know all men by these p^rnts th^t I ffrancis Bachelo^r of Charles County in th^e Prouince of Maryland Plant^r doe hereby acknowledge my selfe my heyres, Exequuto^{rs} & Admistrors, to owe & be indebted unto Zachary Wade & Daniel Johnson of th^e s^d County Plant^{rs} the iust quantity of Twenty fowre Thows^d pownds of good merch^{ble} Aranoco Tob. & cask, And for th^e iust & true paym^t thereof well & truely to bee made unto th^e s^d Zachary Wade & Daniel Johnson, or to eyther of them, or to eyther of their heyres Executo^{rs} Admistrors or Assignes, on all demands th^e s^d ffrancis Bachelo^r doe hereby oblige himselfe his heyres Executo^{rs} & Admisto^{rs} firmly by these p^rnts,

Liber B B And further for th^e better Security of th^e aboues^d su^me of Tob, I th^e s^d ffrancis Bachelo^r Doe hereby for my selfe my heyres Executo^{rs} Admⁱst^rors & Assignes firmly bind & make ouer unto th^e s^d Zachary Wade & Daniel Johnson, their heyres Executo^{rs} Admⁱst^rors or Assignes One Thows^d Acres of Land, Lying scituate & being in Pascatoway Riuer att Pamunkey called by th^e name of Southampton, one man Seruant named Robert Wheeler, Twelue head of Cattle, Seauen female, & fīue male of seuerall marks, & properly belonging to th^e s^d ffrancis Bachelo^r, & one Bill for ffowrteene Thows^d pownds of Tob. due to him from Thomas Jaruis of Virginia. In wittnes whereof I haue hereunto sett my hand & Seale th^e Tenth day of Septemb^r 1663.

[p. 174] The Condi^con of th^e aboue obliga^on is such, th^t if th^e aboue bownden ffrancis Bachelo^r his heyres Executo^{rs} Admⁱst^rors or assignes or any of them, shall pay or cause to bee well and truly payd unto th^e aboues^d Zachary Wade & Daniel Johnson, or to eyther of them, or to their heyres Executo^{rs} Admⁱst^rors or assignes for th^e use of Thomas Simpson of S^t Maries County att or before th^e Twenty Eight day of January next ensuing th^e date hereof, th^e iust quantity of Twelue Thows^d Three hund^d pownds of good well cured merch^{ble} Arronoco Tob & cask, att some Conuenient place or places in Charles County afores^d Then this Obliga^on to bee uoyd, otherwise to remaine in full force power & uertue. Wittnes my hand & Seale th^e day & yeare aboue written

ffrancis Bachiler Seale

Signed, Sealed & Deliuered

in th^e p^rnce of

Tho: Lomax

Will^m Hatton.

This is acknowledged before th^e Leiu^t Gräll & Chancelo^r the 11th day of Septemb^r 1633 in open Court

Will^m Bretton C^lk

To th^e hon^{ble} th^e Gou^r & Councell for th^e Prouince of Maryland

The hum^{ble} Petⁿ of Zachary Wade & Daniel Johnson Sheweth

That whereas ffrancis Bachiler of this Prouince did confesse Judgm^t unto yo^r Pet^{rs} agst one Thows^d Acres of Land, Lying & being wthin this Prouince, Twelue head of Cattle, one man seruant, & a Bill for ffowrteene Thows^d pownds of Tob & cask due to him from Thomas Jaruis of Virginia, for th^e paym^t of Twelue Thows^d Three hundred pownds of Tob & cask, & not hauing payd any part or parcell thereof Yo^r Pet^{rs} therefore humbly pray yo^r hono^{rs} to graunt them Execūon uppon th^e s^d Judgm^t, & they shall as in duty bownd pray &c:

[p. 175] Ordered th^t th^e Pet^{rs} Recouer according to their Petⁿ & haue Exequūon thereuppon.

Came Zachary Wade & Daniel Johnson & th^r writt of Exequuon Liber B B according to th^e order.

Writt th^e sheriffe Charles County to putt th^e s^d Zachary Wade & Daniel Johnson into possesⁿ of th^e Land, Cattle, & seru^t, Exequuon uppon th^e Bill for Tob 9^o ffeb. according to Judgm^t.

Cecilus Absolute Lord & Prop^r of th^e Prouinces of Maryland & Aualon Lord Baron of Baltemore &c: To Henry Coursey & John Bateman Esq^{rs} Greeting. Whereas our Writt of Couen^t is depending before our Gouverno^r & Councell betweene Symon Carpender of Anna Catherina neck, in Baltemore County, & Thomas Sprigge of th^e Resurrection manno^r in Caluert County & Catherine his Wife of a ffreehold called Spriggely in Talbott County, Contayning Six hund^d Acres of Wood Land grownd, wth th^e appurteñces, To th^e end of a ffine according to th^e Law & Custome of this Our Prouince may betwene them be Leauyed, And whereas th^e s^d Thomas & Catherine are soe weake th^t wthout greate dammage to their Bodies they cannott bee att S^t Maries before Our Gouverno^r & Councell, att th^e day in th^e s^d writt contayned, to make th^e Recognizance, w^{ch} in this case is requyred, as wee are informed, Wee taking Compassion of their weake Estate haue gyuen power to yo^w or eyther of yow, to take th^e Recognition, w^{ch} th^e s^d Thomas & Catherine before yo^w or eyther of yo^w are willing to make of th^e p^rises. And therefore Wee Command yo^w or eyther of yo^w th^t goeing in p^rson to th^e s^d Thomas & Catherine yo^w receaue their Recogniçons afores^d When yo^w haue Receaued them That yo^w Certify them to Our Gouverno^r & Councell under yo^r or eyther of yo^r seales plainly & distinctly to th^e end th^t then th^e s^d ffine before our s^d Gouverno^r & Councell may bee Leauyed according to th^e Law & Custome of Our Prouince, Sending to our Gouverno^r and Councell this writt. Wittnes Our Deare Brother Philip Caluert Esq³ our Leiut^t of our s^d Prouince this 2^d of August in th^e 30th year of Our Dominion Añoq³ Dñi 1661

Seale

Philip Caluert.

Cæcilus &c: To th^e sheriffe of Caluert County &c: Command [p. 176] Thomas Sprigge of th^e Resurrection manno^r in th^e s^d County & Catherine his wife th^t Joyntly &c: they hold Couen^t to Symon Carpender of Six hundred Acres of Land Lying in Worrell hund^d in Talbott County called Spriggely, &c:

Caluert
County

Philip Caluert.

And th^t th^e finall Concord is That th^e s^d Thomas Sprigge & Catherine his wife haue acknowledged that th^e s^d six hund^d Acres in Worrell hund^d wth th^e appurteñces are th^e Rights of th^e s^d Symon Carpender, as th^t w^{ch} th^e s^d Symon hath of the Guift of th^e s^d Thomas & Catherine his wife haue remised & quitt claymed from them th^e s^d Thomas & Catherine & the heyres of th^e s^d Thomas Six hund^d Acres to th^e s^d Symon Carpender & his heyres for euer. And further

Liber B B the s^d Thomas and Catherine haue graunted for themselues & the heyres of the s^d Thomas th^t they will warrant the s^d Land to the s^d Symon Carpinder & his heyres agst them the s^d Thomas & Catherine & the heyres of the s^d Thomas for euer. And for this Recognition, remission, Quitt clayme, Warranty, ffine, & Concord, the s^d Symon hath gyuen to the s^d Thomas & Catherine his Wife fflowre Thows^d pownds of Tob. In wittnes whereof the aboues^d Thomas & Catherine his Wife haue affixed their hands & Seales this 17th day of August
Añoq̃ Dñi 1661

This was Signed & Sealed
in the presence of us.

Wittnes our hands & Seales

Henry Coursey

John Bateman.

Thomas Sprigge Seale

Catherine Sprigge Seale

Caecilius &c: To James Neale Esq̃ & Hugh Neale gentⁿ Greeting.
Whereas our writt of Couen^t dependeth in Our Prouinciall Court Betweene Will^m Caluert Esq̃ & James Bowlin & Anne his Wife of Two hund^d & ffifty acres of Land in Talbott County, & for a ffine to bee Leauyed betweene them before our Gouverno^r & Councell in the
[p. 177] s^d Court, according to the Law & Custome of this Prouince And the s^d James & Anne as wee are informed are soe weake th^t &c: prout in ordinance-Vid fol. 42, wittnes our Deare Brother Philip Caluert Esq̃ Deputy Leiut^t & Chancelo^r of Our s^d Prouince this 21th of Decemb^r 1663

Philip Caluert

Command James Bowlin & Anne his Wife That iustly &c: they keepe wth Will^m Caluert Esq̃ & Elizabeth his Wife the Couen^t &c: of Two hund^d & ffifty Acres of Land called Bowlingsley in Talbot County.

Philip Caluert

And the Agreem^t is such th^t the s^d James Bowling & Anne his Wife haue acknowledged the afores^d Two hund^d and ffifty Acres to bee the Right of the afores^d Will^m Caluert as those w^{ch} the s^d Will^m Caluert hath of the guift of the s^d James Bowling & Anne his Wife And the same they haue remised & Quitt Claymed from them & their heyres to the afores^d Will^m Caluert & his heyres for euer. And further the s^d James Bowling & Anne his Wife haue graunted for them & the heyres of the s^d James th^t they will warrant to the afores^d Will^m Caluert & his heyres the afores^d Two hund^d & ffifty Acres of Land wth the appurtenances agst him the s^d James & Anne, & the heyres of the s^d James foreuer. And for this Remise Release Quitt Clayme the afores^d Will^m Caluert hath gyuen to the afores^d James the sūme of Three Thows^d Two hund^d pownds of Tob.

Taken & acknowledged before us

James Neale Seale

Hugh Neale Seale

James Bowlin

Anne A B Bowlin

her marke

To th^e hon^{ble} th^e Gouverno^r & Councell of th^e Prouince of Maryland. Liber B B
The humble Petⁿ of Cuthbert ffenwick Sheweth

That by th^e last Will & Testam^t of Cuthbert ffenwick Deceased
yo^r Pet^rs ffather, The manno^r of S^t Cuthberts was to bee devided
betweene yo^r Pet^r & his Brothers, Yett soe as there was to bee allowed
to yo^r Pet^r one hund^d Acres ouer & aboue an equall share unto yo^r [p. 178]
Pet^r & th^t Lying uppon S^t Cuthberts Creeke, That a writt of Partit-
tion hath bene lately issued out of this hon^{ble} Court By uertue of
w^{ch} a Jury was impanelled to make Partition of th^e s^d Land betweene
yo^r Pet^r & his Brothers, That th^e s^d Jury eyther through unskillfullnes
on inaduertensy haue allotted yo^r Pet^r not full one hund^d Acres in
all, whereas hee ought to haue had one hund^d acres more then any of
his Brothers.

Wherefore yo^r Pet^r humbly prayes th^t this hon^{ble} Board will bee
pleased to Graunt a new writt of Partition th^t soe by another Jury
hee may haue according to his ffathers Will one hund^d Acres more
then his Brothers haue, And hee shall pray &c.

Ordered uppon this Petⁿ That a new writt of Partition issue forth,
& th^t th^e Surueyo^r haue notice, To th^e end hee may appoynt a day to
bee there present, & assist them in th^e Diuiding th^e s^d Land.

This Indenture made th^e Seauenth day of Octob^r in th^e ffifteenth
yeare of th^e Reigne of Our Soueraigne Lord Charles &c: & in th^e
Two & Thirtieth yeare of th^e Dominion of Caecilus Lord Baltemore
Lord & Proprietary of this Prouince of Maryland Betweene Thomas
Gerrard of S^t Clements Manno^r in S^t Maries County in th^e Prouince
afores^d Esq^o of the one parte, & Thomas Nottley late of Barbados &
now of th^e same County merchant of th^e other parte, Wittnessest
That th^e s^d Thomas Gerrard for & in Consideraõn of th^e sume or
quantity of Thirteene Thows^d pownds of good merch^{ble} Arronoko
Tobacco in Cask unto him th^e s^d Gerrard att & before th^e Sealing
& deliuary of these p^{nts} by th^e s^d Thomas Nottley well & truly payd,
the Receipt whereof th^e s^d Thomas Gerrard doth hereby acknowl-
edge, & himselfe therewth fully satisfyed & payd, & thereof & of
Euery parte & parcell thereof doth clearely acquitt Exonerate and
discharge by th^e s^d Thomas Nottley his heyres Executo^{rs} & Adm^{isto}
for euer by these p^{nts}, Hath gyuen, graunted, aliened, bargayned,
sold, assigned, transferred, Enfeoffed, & confirmed, & by these p^{nts}
doth fully clearely & absolutely giue, graunt, bargaine, sell, aliene,
assigne, transferre, Enfeoffe & confirme unto th^e s^d Thomas Nottley
his heyres & assignes for euer all th^t parcell or Tract of Land, [p. 179]
Lying scituate & being in the County afores^d being part & parcell of
th^e manno^r of S^t Clements afores^d commonly knowne & called by th^e
name of Mannahowicke Neck, being bownded as followeth (to say)
Beginning att the Poynt of Land, att th^e mouth of Bramley Creeke

Liber B B uppon Wicocomoco Riuer, & soe running up th^e s^d Creeke & Runne thereof unto a Whyte Oake marked wth nine nottches, & from th^e s^d oake uppon a due North East Lyne by marked Trees into th^e woods, untill th^e s^d Lyne intersect a Run, called Mathopskin aſs Merrompton Run, w^{ch} Run bowndeth th^e Land of John Gouldsmith & from th^e s^d Intersection of th^e North East Lyne downe Mathopskin aſs Merrompton Run, unto a Creeke commonly knowne & called by th^e name of Gerards Creeke, & soe downe th^e s^d Creeke w^{ch} deuideth th^e Land of Edward Turner, & th^e afores^d neck, unto th^e uttmost Poynt of th^e same uppon Wicocomoco Riuer, And from thence Bownded by th^e s^d Riuer of Wicocomoco unto th^e furthestmost Poynt of Land att th^e mouth of Bramley Creeke first aboue mentioned Contayning by Estimaõn ffive hund^d Acres, bee th^e same more or lesse, Wth all itt^s Rights, Members, Jurisdictions, & appurteñces together wth all howses, edifices, & buildings thereon Erected, feedings, pastures, woods, underwoods, wayes, Easements, profitts & Comodities whatsoeu^r, together wth ffree Liberty of hawking, hunting, fishing & fowling in & uppon th^e s^d Land, & in and uppon th^e afores^d manno^r, as Likewise ffree ingresse egresse & regresse into th^e fforrest for Cattle, hoggs, sheepe, horses, or for any other stock whatsoeu^r unto th^e s^d Thomas Nottley, & unto his heyres belonging in & to th^e s^d manno^r afores^d, to haue hold & enioy to him & his heyres for euer, as also priuiledge for falling of any Timber usefull or necessary for building or fencing in & uppon th^e afores^d bargayned parcell of Land uppon th^e s^d manno^r being in fforrest & not infenced, all w^{ch} s^d parcell of Land, Lying scituate & being as afores^d wth all itt^s rights members iurisdictions & appurteñces wth all howses, buildings, Edifices thereon erected, ffeedings, pastures, woods, underwoods, Easements, wayes, profitts & comodities whatsoeu^r together wth free liberty of hawking hunting fishing fowling ingresse Egresse, regresse falling of Timber, And also all th^e Estate, right, tytle, interest, use possesⁿ, property, Clayme & demand whatsoeu^r of him th^e s^d

[p. 180] Thomas Gerrard of in or to th^e same, To haue & to hold th^e s^d Land & all & singular other th^e p^rmises hereby graunted bargayned & sold or mentioned to bee herein or hereby graunted bargayned or sold, wth their & euery of their rights members and appurteñces w^rsoeu^r unto th^e s^d Thomas Nottley his heyres & assignes to th^e only proper use & behoofe of th^e s^d Thomas Nottley his heyres & assignes for euer, And th^e s^d Thomas Gerard for himselfe & his heyres Executors & Administr^{rs} th^e s^d Parcell of Land & all & singular other th^e p^rmises before graunted, bargayned & sold wth th^e appurteñces unto th^e s^d Thomas Nottley & his heyres to th^e only proper use & behoofe of th^e s^d Thomas Nottley his heyres & assignes foreuer against him th^e s^d Thomas Gerard his heyres & assignes, & all & euery other p^rson & p^rsons whatsoeu^r lawfully clayming by from or under him, them or any of them, & agst all other p^rson or p^rsons whatsoeu^r att all times

hereafter shall & will warrant, & for euer defend, by these p^{nts}, And the s^d Thomas Gerrard for himselfe his heyres Executors & Administr^{rs} doth Couen^t, promise, graunt & agree to & wth the s^d Thomas Nottley his heyres & assignes & euery of them by these p^{nts} in manner & forme following, (that is to say) That hee the s^d Thomas Gerrard att th^e time of th^e ensealing & deliuey of these p^{nts} is & untill a good pure p^rfect & absolute Estate of Inheritance of all & singular th^e before graunted p^rmises & euery part thereof shall bee fully uested settled & executed in & uppon th^e s^d Thomas Nottley & his heyres according to th^e true meaning of these presents shall remaine continue & bee seized of & in th^e s^d parcell of Land, & all & singular other th^e p^rmises graunted bargayned & sold wth all & euery their rights members & appurten^{ces} of a good pure p^rfect absolute & indefeazeable Estate of Inheritance in ffee simple to bee held by th^e s^d Thomas Nottley & his heyres of th^e s^d Thomas Gerard & his heyres in ffee & common Soccage, as of his manno^r of St Clements afores^d wthout any Condi^{con}, Reuersion, Remainder, or Limita^{con} of any use or uses, Estate or Estates in or to any person or p^rsons whatsoeu^r to alter, change defeate determine or make uoyd th^e same. And th^e s^d Thomas Gerard att th^e time of th^e Ensealing & deliuey of these p^{nts} hath full power good right & lawfull authority to graunt bargain sell & conuey all & singular th^e before graunted or mentioned to bee graunted p^rmises wth their & euery of their appurten^{ces} unto th^e s^d Thomas Nottley his heyres & assignes in manner & forme afores^d, And hee th^e s^d Thomas Nottley his heyres & assignes & euery of them shall & may by force & uertue of these p^{nts} from time to time & att all times for euer hereafter lawfully peaceably & quietly haue hold use occupy possesse & enioy th^e afores^d Land & all & singular th^e before graunted premises wth their & euery of their Rights members & appurten^{ces} & haue & receiue th^e issues & profitts thereof to his & their owne proper use & behoofe for euer, wthout th^e lawfull lett suite, troble, denyall, interruption, euiction, or disturbance of th^e s^d Thomas Gerard his heyres or assignes, or of any other p^rson or p^rsons whatsoeu^r lawfully clayming by from or under him them or any of them, or by his or their meanes act consent tytle, interest, priuity, or procurem^t & th^t free & cleare, & freely & clearely acquitted exonerated & discharged or otherwise from time to time well & sufficiently sau^{ed} & kept harmelesse by th^e s^d Thomas Gerrard his heyres Executors or Administr^{rs} of & from all & all manner of former & other guifts graunts bargaines, sales Leases, mortgages Joyntures dowers, Title of Dowers Statute merchant & of th^e Staple, Recognizances Extents, Judgm^{ts} Exequi^{ons} uses Entayles Rents & Arrereages of Rents, forfeitures fines issues & amerciaments, & of & from all & singular other Tytles troubles charges demands & incumbrances whatsoeu^r had made committed suffred omitted or done by th^e s^d Thomas Gerrard his heyres or as-

Liber B B

[p. 181]

Liber B B signes, or by any other p^rson or p^rsons whatsoeu^r Lawfully clayming by from or under him them or any of them, or by from or under his or their meanes Act consent tytle interest priuity or procurem^t (Excepting & foreprizing th^e Rent hereafter expressed to bee payd unto th^e s^d Thomas Gerard & his heyres by th^e s^d Thomas Nottley & his heyres (to say) one Barrell of shelled Indian Corne and a Cowple of Capons to bee payd therefore yearely once a yeare att th^e manno^r of St Clements afores^d fflowrty dayes afore or after th^e natiuity of our blessed Sauio^r And further th^e s^d Thomas Gerrard for himselve

[p. 182] his heyres Executo^{rs} & Admistr^{rs} doth couen^t promise & graunt to & wth th^e s^d Thomas Nottley his heyres & assignes, th^t hee th^e s^d Thomas Gerard his heyres & assignes & all & euery other p^rson & p^rsons & their heyres Lawfully hauing or clayming or rightfully pretending to haue or w^{ch} hereafter shall or may Lawfully haue or claime, or rightfully pretend to haue any Estate tytle interest or demand into or out of th^e p^rmises or any parte, or parcell of them by from or under th^e s^d Thomas Gerard his heyres or assignes shall bee & will from time to time & att all times during th^e space of Seauen yeares next ensuing th^e date of these p^rnts att & uppon th^e resonable request att th^e Cost & Charge in th^e Law of th^e s^d Thomas Nottley his heyres or assignes make doe p^rforme acknowledge, Leauy Exequute & suffer, or cause to made, done, p^rformed, acknowledged, Leauyed, Exequuted & suffered all & euery such further Lawfull & reasonable Act & Acts, thing & things, deuise & deuises, assurance & assurances, & conueyances in th^e Law whatsoeu^r for th^e further better & more p^rfect assurance, surety, sure making & conueying of all & singular th^e before hereby graunted or mentioned to be graunted p^rmises wth their & euery of their Rights, members & appurtenances unto th^e s^d Thomas Nottley his heyres Executo^{rs} & Admistr^{rs} bee it by ffine or ffines, ffeofment or ffeofments Deed or Deeds, Enrolled or not Enrolled, the Enrolem^t of these p^rnts Recouery or Recoueries, wth single or dowble Voucher or Vouchers Release or Confirmaoⁿ, or by all & euery, or any th^e wayes or meanes afores^d, or by any other wayes or meanes whatsoeu^r, as by th^e s^d Thomas Nottley his heyres or assignes, or by his or their Councell Learned in th^e Law shall be reasonably deuised aduised or requyred Soe as th^e s^d Thomas Gerrard his heyres & assignes, or such other p^rson or p^rsons who shall bee requyred to make such further assurance bee nott compelled or compelleable to trauell further then St Maries in this Prouince, or to th^e usuall place where th^e Prouinciall Court shall for th^e time hereafter to come bee held in or about th^e making thereof. And

[p. 183] Lastly it is Couenanted graunted, concluded condescended unto & fully agreed uppon by & betweene th^e s^d partyes to these p^rnts for them their heyres & assignes by these p^rnts, th^t all fines ffeofments Recoueries & assurances in th^e Law whatsoeu^r had made Leauyed acknowledged suffered or done, or hereafter to bee had made knowl-

edged suffered Leauyed or done by or betweene th^e s^d parties to these p^{nts} or any of them of for touching or concerning th^e s^d Land & all & singular other th^e before hereby graunted p^{rmises} wth their Rights members & appurteñces & euery or any part thereof shall bee & enure, & shall bee construed esteemed adiudged & taken to bee & Enure to the only proper use & behoofe of th^e s^d Thomas Nottley his heyres Executo^{rs} or assignes for euer, & to none other use intent or purpose whatsoeuer. In wittnes whereof th^e s^d parties to these p^{nt} indentures interchangeably haue sett their hands & Seales the day & yeare first aboue written

Thomas Gerard Seale

Signed Sealed & Deliuered

Together wth Possesⁿ gyuen
by Liury of Seizin by Turffe
& Twigge in p^{nce} of
Justinian Gerard
John Shanks
John Smith
Class Cornelison.

Came Thomas Gerard Esc^p & before th^e Gouverno^r and Councell in open Court this 9th ffeb. 1663 acknowledged that this Indenture made & by him signed to Thomas Nottley merch^t was & is his true reall Act & Deed.

Will^m Bretton Clk

This Day issued a Generall Release or Quietus Est to Raph Crouch, concerning Edwards Cottons Estate, accord to Order last Prouinciall Court (in his Verbis)

Vid fol. 124.

Caecilius Absolute Lord & Proprietary of th^e Prouinces of Maryland & Aualon, Lord Baron of Baltemore &c: To all th^e Inhabitants & Poeple wthin our s^d Prouince of Maryland and all others whom these p^{nts} shall Concerne Greeting. Whereas it appeares by th^e accompt uppon Record of Raph Crouch Adm^{istrato}r or ffeoffee in trust of Edward Cottens Estate That hee th^e s^d Raph Crouch hath p^rformed his duty therein uppon Considera^{on} whereof & of an order of Court made therein th^e 8th day of Septemb^r 1663, These are to will & requyre yo^w & euery of yo^w from hence forward yo^w desist & forbear to sue impleade, molest or prosecute th^e s^d Raph Crouch for or Concerning th^e s^d Estate of Edward Cotten as afores^d as yo^w will answere th^e contrary, And Wee doe hereby requyre our Leiuten^t Cheife Gouverno^r & Chancelo^r & keeper of our Greate Seale of our sayd Prouince for th^e time being & all & Euery of our Chancello^{rs} Co^manders & Commis^s & all other Justices & magistrates wthin our s^d Prouince, & authorized to bee from time to time by Vs & our heyres hereafter appoynted & authorized for matters of Judicature that they & euery of them bee carefull from time to time as occasion shall requyre to see our Will & pleasure herein before declared to bee duly obserued & p^rformed according to Justice, And

[p. 184]

Liber B B th^t in case th^e s^d Raph Crouch shall happen att any time hereafter to bee sued impleaded or prosequuted in any of our Courts of Justice in our s^d Prouince contrary to th^e true intent & meaning herein before signified that they & euery of them there p^{nt} in Court shall admitt & allow of this Quietus est, or th^e Record thereof, for a Lawfull & sufficient Plea in Barre to all & euery such suite, accōn or demand. In wittnes whereof Wee haue caused Our Secretary of our s^d Prouince of Maryland to publish th^e same under our Lesser Seale of our s^d Prouince. Gyuen att S^t Maries this ninth day of ffebruary in th^e two & thirtith yeare of Our Dominion ouer Maryland Añoq̃ Dñi 1663. Wittnes Our Trusty & Welbeloued Henry Sewall Esq̃ our Secretary of Our s^d Prouince Henry Sewall Secr.

The Court adiornes till to morrow morning

[p. 185] This Bill bindeth mee Richard Wraith my heyres or assignēs to deliuer or cause to bee deliuered unto M^r George Bradshaw or his order one man seruant betweene seauenteene & Thirty yeares of age in or uppon th^e Twentith of Nouemb^r next ensuing th^e day & date hereof, Vppon Condiçōn th^t th^e s^d George Bradshaws Bills of Exchange bee payd unto th^e s^d Richard Wraith aboue mentioned, Contayning Twenty ffuee pownds sterling. Wittnes my hand Aprill 23, 1662. Richard Wraith

John Browne Garrard Browne.

Wednesday 10th ffebruary All p^{nt} as yesterday.

Vid fol. 166. The Jury called, & all appearing It is ordered that they now goe
et seq. on wth their busines according to the order last night, & to take wth them the proceedings in th^t same cause, as Depos^{ns} &c: inter Thomas Gerard Esq̃ p^{tf}, & Richard Micall dēft.

John Ewens p^{tf} } The p^{tf} sayth th^t being summoned by th^e
Thomas Billingsley dēft } dēft to this Court, he hath made his appearance accordingly, & therefore desyreth th^t th^e dēft shew cause (if any hee haue) why hee, to witt, John Ewens should not haue l^{res} of Admīstraōn graunted, according to James Billingsley deceased his Will w^{ch} hee hath now by him, & ready to shew to this hon^{ble} Court To w^{ch} th^e dēft Thomas Billingsley sayth, th^t hee can shew cause why John Ewens ought not to administer, & Thereuppon desyreth th^t th^e will of James Billingsley Deceased might bee produced, A Copee whereof was read. Then th^e dēft craueth th^t th^e Originall Will bee produced, Alleaging withall th^t hee is informed th^t there is something in th^e originall will, not mentioned in th^t will now produced.

ffrancis Gill in this cause sayth, That hee did reade James Billings- Liber B B
leys will, after th^e s^d Billingsley was dead, And that there was in
th^t will, w^{ch} hee read (Viz^t) I bequeath to my Brother Thomas
my share of all my Land. And these words this dep^t read ouer two
or three times, And was interrupted by Walter Carne, whilst hee
read th^e same/

It is therefore ordered th^t th^e Wittnesses bee summoned by w^{ch} hee [p. 186]
can or may proue there bee another Will, & as it seemes concealed
(Viz^t) Grace Parker, ffrancis Huttchins, Arthure Briscoe, John
Stansbey & Robert Haigh & to bee att th^e next Prouinciall Court, to
testify in this cause, & make answere to what shall bee then & there
demanded of them Concerning th^e afores^d James Billingsleys will.

Cap^t Thomas Cornewalleys by his Attorney Josias ffendall Esq^r Vid. fol. 166.
appeales from th^e order of th^e Prouinciall Court, to th^e Court in
Chancery, according to an order of th^e Gou^r & Councell in Assembly
for th^e rehearing of th^e whole cause. And th^e s^d Attorney Cap^t Josias
ffendall, mouing th^e Board, desyreth to know, why th^e seru^t in ques-
tion Hester Nicholds should not serue according to her Indenture?
To w^{ch} th^e ffather of th^e s^d Hester John Nicholds sayth, That that
Indenture is inualid, for th^t a ualuable is nott allowed in th^e same
Indenture, as it ought. Then th^e Attorney prayeth th^e Court to de-
liuer their opinions, whither that Indenture, now read in Court bee
inualid or not?

M^r Secretary sayth, That th^e Indenture is insufficient because there
is noe Consideraõn allowed in th^e s^d Indenture att the expiraõn of
her, th^e s^d Hesters time, And alsoe for th^t shee was not bownd before
a magistrate, w^{ch} hee conceiueth ought to bee done, & requisite
M^r Jerome Whyte th^e same M^r Baker Brooke contra (Viz^t) That
th^e Indenture is ualid. Chancelo^r th^e same wth M^r Brooke. Leiu^t
Gräll, That th^e Indenture is ualid & good. Whereuppon it is ordered
th^t th^e s^d Hester Nicholds serue her former master according to her
Indenture.

To th^e hon^{ble} th^e Gouverno^r & Councell of th^e Prouince of Maryland.

The humble Petⁿ of Hannah Lee Sheweth

That yo^r Pet^r had German Gillett under Exequiõn for six hund^d
& odde pownds of Tob. & committed into th^e Custody of Co^{tt} Will^m
Euans High Sheriffe who hath suffered his s^d Prisoner Liberty,
wthout satisfaction made to yo^r Pet^r. Wherefore shee prayes order [p. 187]
of this hon^{ble} Court for th^e s^d sheriffe to make satisfaction to th^e
Debts ualue & shee shall pray &c:

To th^e fores^d Petⁿ of Hannah Lee Co^{tt} Will^m Euans High Sheriffe
of St Maries County, alleageth & sayth, That James Jolley carryed
German Gillett away, out of his Custody, & out of this County.

Liber B B Whereuppon ordered th^t th^e s^d James Jolley bring him th^e s^d German Gillett againe into this County, & deliuer him into th^e Sheriffs Custody here, by th^e first day of th^e next Prouinciall Court

Vid fol. 166. The Jury inter Thomas Gerard p^{tf} & Richard Micall dēft, came
& seq. into Court, & deliuer their Verdict as followeth (Viz^t) Wee find for th^e p^{tf} dammage for uniust molestaōn of the p^{tf} to th^e first County Court to w^{ch} hee was arrested, wth Costs of this Prouinciall Court.

The Court adorns a while.

The Court mett againe. All p^rsent as afore.

Coth George Waters p^r } p^{tf} } The p^{tf} sueth as in his Petⁿ for a
Attor: James Neale } Chest of goods, & other goods taken
Cap^t Miles Cooke dēft } by him, out of th^e ship St George of
Vid. fol. 51. Braintree. The dēft demandeth of th^e p^{tf} to shew his power, by w^{ch} hee calleth him to an account for such matters mentioned in his Petⁿ. And th^e p^{tf} produceth his L^re of Attorney, w^{ch} was read. Then th^e dēft Craueth th^e Priuiledge of that Act made last Assembly, Concerning Bills, Bonds, & Specialties Comming from forreigne parts &c: But th^e p^{tf}s L^re of Attorney being formerly allowed in th^e Courts of this Prouince, That L^re of Attorney is therefore to bee allowed & iudged good, And thereuppon ordered th^t that L^re of Attorney bee putt uppon th^e Publike Records of this Prouince.

Then ordered th^t both th^e p^{tf} & dēft appeare here in Court to morrow morning; And th^t all Papers w^{ch} eyther of them haue, as Concerning th^e St George of Braintree, & touching this Cause bee produced by them/

[p. 188] John Hawkins deliuered a Petⁿ in Court agst James Jolley for 45460^t Tob. & wthall produceth th^e s^d Jolleys Bond or Couen^t for paym^t of th^e s^d sume, Alleaging allsoe th^t hee th^e Pet^r had taken out war^t for th^e arresting th^e s^d James Jolley, But th^e war^t being Returned by th^e sheriffe (not srued) hee therefore Craues th^t hee may now haue another war^t & th^t th^e s^d Jolley answere th^e Pet^{rs} demand att next Prouinciall Court, W^{ch} was graunted by th^e Court.

To th^e hon^{ble} th^e Gouverno^r & Councill.

The humble Petⁿ of Thomas Hawker

Humbly sheweth, That whereas yo^r Pet^r did imploy th^e sheriffe to impanell a Jury for th^e Laying forth his Land, ffor th^e w^{ch} th^e sheriffe hath Layd his Exequuōn wth th^e Broad Arrow uppon yo^r Pet^{rs} Tob. howse, Charging yo^r Pet^r th^e sume of ffowre hund^d pownds of Tob. for th^e same, & ffifty pownds more for th^e Exequuōn. Wherefore yo^r Pet^r humbly desyreth yo^r hon^{rs} to graunt him

some reliefe, as to th^e Dammage hee humbly conceiuing his demand Liber B E
to bee more then is due. And yo^r Pet^r shall as in duty Bownd euer
pray &c:

Vppon this Petⁿ It is ordered, That th^e Pet^r paying & satisfying
to th^e sheriffe ffowre hund^d & ffifty pownds of Tob, w^{ch} sume is
iudged & allowed noe more then what hee may iustly claime in busi-
nes of th^t nature, Hee dispose of th^e Remainder of his Tob. in his
Tob. howse, notwthstanding th^t Exequuon layd by th^e sheriffe, to
his owne use

To the hon^{ble} th^e Gouverno^r & Councell for the Prouince of Maryland.

The humble Petⁿ of Josias ffendall Sheweth.

That there is a Stock of horses & mares lately belonging unto
M^r Edward Prescottt, w^{ch} doe dayly Iniury unto th^e Indians w^{ch}
horses & mares, as yo^r Pet^r humbly conceiueth, doe now belong to
his L^p, & yo^r Pet^{rs} Daughter, by uertue of a Will w^{ch} yo^r Pet^r is
ready to produce to th^e Court.

Wherefore it is th^e humble desyre of yo^r Pet^r, as well for satis-
fying th^e Indians in their resonable demand for th^e hauing th^e horses
remoued away, as allsoe for th^e securing th^e horses, for whomsoeu^r
they certainly shall appeare to belong unto, who will otherwise bee
destrayned, That this hon^{ble} Court will bee pleased to graunt an
order, that yo^r Pet^r may take up (apprayse) & dispose of such of [p. 189]
th^e s^d horses, as doe by th^e will belong unto yo^r Pet^{rs} Daughter
afores^d, And hee to bee accomptable, if any latter will or power shall
appeare, And allsoe th^t there may bee such order taken in th^e behalfe
of his L^p that those of the s^d horses belonging to his L^p by th^e will
afores^d may bee taken away, & otherwise disposed of, And th^t one
hund^d Armes Length of Roanoke may bee ordered out of th^e horses
to th^e Indians, for th^e wronge & dammage th^e s^d horses did them,
th^e last yeare, & hee shall pray &c:

Vppon th^e Petⁿ afores^d of Josias ffendall Esq in th^e behalfe of the
Indians, It is ordered That th^e Inhabitants next adioyning unto th^e
Indians of Sackayo & Portoback Doe help th^e s^d Indians to make a
sufficient Pownd, or ffence well closed; And th^t th^e s^d Indians shall
driue into th^e s^d Pownd all such hoggs, Cattle and horses, as shall
any wise damnify them in their Corne feilds or otherwise, betweene
the months of March & December next following. And it is like-
wise ordered That th^e owners of such hoggs Cattle & horses as shall
doe such dammage unto th^e s^d Indians w^{ch} shall bee putt into th^e
Pownd, That such owners shall pay for such danmmages done by
their hoggs Cattle or horses, as shall bee by Thomas Mathewes one
of th^e Commis^{rs} of Charles County, thought fitt & requisite, & th^e
s^d Thomas Mathews to adiudge the Dammage.

Liber B B Know all men by these p^{nts} th^t wee Richard Cullemore & Symon Boyer mariners doe hereby Constitute & ordaine & appoynt for us & in our names our Louing ffreind Daniel Jenifer to sue impleade & recouer all such Debt or debts as shall bee due unto us, & for default of non paym^t to impleade or imprison any from whom such Debts shall bee due, & this to bee in as full force, as if wee ourselues were present. As wittnes our hands & Seales this 19th day of January 166¾.

Wittnes ffrancis Jackson, The marke of **R** Rich: Cullemore
Hen: Hudson/ Seale

The marke of **S** Symon Boyer
Richard Collemore pff. } The Ptf sueth as in th^e Petⁿ fol. 141.
Raymond Stapleford dēft } The dēft Denyeth th^t hee turned th^e pff
on Shoare.

Vid fol. 141. Thomas Sewall aged 29 years or thereabouts Sworne Sayth That
[p. 190] about 3 weekes or more since Raymond Staplefort did uppon a Sunday bid Rich: Cullemore & Symon Boyer goe on shoare they belonging as Seafarers to th^e Vessell of w^{ch} th^e s^d Raymond Stapleford was merch^t, By reason they would not goe in th^e Boate wth him uppon th^t Sunday to rowe him up th^e Riuer Likewise denying him their wages what was due unto them, Saying, If they would not doe his worke they should not haue uictualls or wages from him, & further hee sayth not. Thomas Seywell.

Jurat Coram me
Will^m Bretton/

Rich: Cullemore pff } The pff sueth as in his Petⁿ. The Dēft,
Raymond Staplefort dēft } denyeth th^t euer hee turned th^e dēft on
Vid. fol. 141. shoare. And by th^e Oath of Thomas Sewell th^t M^r Staplefort bid
th^e pff goe on shoare, for th^t hee denyed to rowe th^e dēft up th^e
Riuer. Besides th^e dēft sayth th^t hee was not Master of th^e Vessell,
& therefore could not force or compell th^e pff to goe on shoare/

Ordered that this Cause bee Respited 'till next Prouinciall Court.

Symon Boyer pff } This Cause being of th^e same manner, &
Raymond Staplford dēft } forme wth th^e former, Ordered th^t this
Cause allsoe be Respited 'till next Prouinciall Court.

Ordered Likewise that ffrances Brookes th^e Relict of Michael Brookes in S^t Leonards Creeke in Caluert County haue l^{res} of Admⁿistraōn graunted her, on th^e Estate of her late husband Michael Brookes Deceased.

ffrancis Gumby pff } The pff sueth as in his Petⁿ entred fol. 144,
Rich: Deauter dēft } for wages, apparell &c:

Vid. fol. 144. In this Cause Will^m Jennings aged 25 yeares or thereabouts de-
252 posed & sworne in open Court Sayth, That ffrancis Gumby had an

obligatory writing, graunting & allowing to th^e s^d ffrancis a third part of his labour, according to the best of my knowledge, & suites & shirts in th^e yeare, w^{ch} things, & w^{ch} writings I doe in my Conscience beleive were promised th^e s^d ffrancis, & assigned by his master Richard Deauer, ffor as much as in th^e time since, hee did not disowne itt, But because I was not present of the assignaõn of it, I cannot sweare safely it was under Deauers hand, And what since became of it, I nayther directly nor indirectly know.

Will^m Jennings

Henry Sewall Esq; & Secretary &c: being ordered by th^e Board to declare his knowledge in this Cause Sayth.

That att th^e request of M^r Jennings aboard th^e Dilligence att Poynt Patience, The s^d Jennings desyring his opinion in a Cause, Who Certifyed him th^e s^d Jennings th^t hee could not neyther would hee deliuer his opinion or Judgm^t in any cause whatsoever, though requested, if hee presupposed or presumed it were to come into Court, & soe to open tryall, & the s^d Jennings answered th^t it was neuer like soe to doe, Whereuppon th^e s^d Jennings sayd as followeth. That in Case a Certaine seruant should bee brought into this Country uppon a Condiçon to enioy th^e third part of his labour, wth other Condiçons of Two suites of Cloaths euery yeare, during his seruice, And if th^e first importer should sell him to another whither or noe th^e Last person should not make good that former Condiçon? And hee answered Yes, If it were to ffiue hund^d p^{rs}ons th^e Last must & should make good th^t former Condiçon, & further sayth not.

It is ordered th^t this Cause bee Respited 'till next Prouinciall Court, & th^t in th^e meane time th^e p^{rf} summone his wittnesses to th^e Court to euidence for him, & to what hee hath alleaged in his Petⁿ.

To th^e hon^{ble} th^e Gouverno^r & Councell, &c:

The humble Petⁿ of Hannah Lee Sheweth

Vid. fol. 130.

That yo^r Pet^r being bownd in Recogniz. to th^e L^d Prop^r for th^e appearance of Andrew Bashaw, Anthony Crowder, & John Hayles to this Prouinciall Court, The w^{ch} shee hath p^rformed to obligaõn. Wherefore shee humbly prays th^t her Recogniz. may bee Vacated uppon Record, & shee thereof discharged, & shee shall pray &c.

Andrew Brashaw, Anthony Crowder, & John Hales making their p^rsonall appearance all of them, this day in Court, It is ordered th^t th^e Pet^{rs} Recogniz. to th^e L^d Prop^r for 20000^t Tob. bee Vacated on th^e Records & recalled, & shee dismissed. [p. 192]

The Court adiornes 'til to morrow morning.

Liber B B Thursday ijth february 1663. All present as yesterday.

Vid. fol. 164. In th^e Cause betwixt Coth George Wate's p^r Attornat. Cap^t James
& fol. 200. & Neale p^{ff} & Cap^t Miles Cooke dēft, Concerning Judicial Charges for
201 w^{ch} there is already an Exequūon Signed & graunted, (Viz^t)

for one dayes attendance for himselfe.....	030
for 3 men Roweing him from his shipp.....	150
for non suite	050
Amerciam ^t	050
	<u>280</u>

And ordered th^t That exequūon graunted bee sup^seded 'till further tryall in this Cause, according to former order.

Vid. fol. 138. John Abington p^{ff}. { The p^{ff}, sueth as in his Petⁿ for a Seru^t as hee
Jerome Whyte dēft { shall like of according to th^e words in his Bill
or specialty. To w^{ch} th^e dēft answeres th^t hee hath allready tendred
him an able man seruaut, & according to his Condi^con or Couen^t.
Vppon much & long debate in this Cause The Vote of the Councell
is requyred Whither or noe it bee thought fitt to Leaue th^e p^{ff} to that
unlimited power as is expressed in th^e dēfts Condi^con or Bill to
th^e p^{ff} (Viz^t) to deliuer a seru^t as th^e p^{ff} shall like of, Yea or noe?
The maior Vote of th^e Board is, Noe. Then th^e dēft. Craues a Jury,
to Enquyre Whither th^e man by him tendred bee an able seruaut,
Yea or noe? W^{ch} was graunted.

War^t to sheriffe to impanell a Jury of 12 men Ret. forthwth.

Sheriffe Returnes his writt & warned.

[p. 193] fforeman

M ^r Walter Hall	John Lumbrozo	Edward Clarke
Thomas Hatton	Robert Macklin	James Thompson
George Thompson	Will ^m Roswell	Hugh Stanley
Thomas Wynne	Peter Watts	Henry Ellery

In th^e meane time

John Nutthall gentⁿ in ditt, Sayth That M^r John Abington requested him this depon^t to receaue a seruaut from M^r Jerome Whyte for his th^e s^d Abingtons use, And th^t M^r Whyte did send a seruaut to him by M^r Powick. And after a while after th^t seruaut was in his howse, hee enquiryed of him, what hee was? & how hee came into th^e Country? And th^e man replyed & sayd th^t hee came into this Country to wayte on some Gentⁿ or other, And thereuppon after a small space hee this Depon^t told M^r Powick, who then brought him thither, that hee would not accept of him, & giue a discharge for him, as th^e s^d M^r Powick requested, because hee this Depon^t had noe lfe of Attorney from M^r Abington to th^t purpose.

Then th^e Juro^{rs} came & deliuered this following Petⁿ

To th^e hon^{ble} th^e Gouverno^r & Councell.

The humble Petⁿ of th^e Jury Sheweth.

That whereas wee haue beene detayned here euer since yesterday att noone, to th^e lett & hinderance of our goeing about our owne busines Wee therefore humbly beseech & intreate this hon^{ble} Court to graunt us order agst th^e party Cast in th^e suite 360^l Tob. & Cask, towards our expences & wee shall pray &c:

Vppon this Petⁿ, ordered That each man of th^e Jury bee allowed by th^e party Cast in this suite Thirty pounds of Tob, w^{ch} comes in th^e whole to Three hund^d & sixty pounds of Tob.

Then th^e Jury deliuered in their Verdict (Viz^t) Wee find the man tendred by th^e dēft, for th^e use of th^e p^{lf}, a Likelye man seruant to outward appearance.

Ordered thereuppon th^t th^e p^{lf} bee nonsuited, & pay Costs of suite & Dammages susteyned.

Hon^d S^r

[p. 194]

I haue thought good to recommend unto yo^r hon^r a few lines concerning th^e Estate of th^e Orphan of Tho: Belcher, as being formerly by order of Court in some sort intrusted wth the ouersight thereof. And being att p^{nt} disabled by urgent occasion th^t I could not present my selfe att this Court. Soe that my humble request is, in th^e behalfe of th^e Orphan, th^t since M^r Bateman is now deceased, who hath formerly had th^e disposing of this s^d Orphans Estate, & hath not in his life time gyuen up any account thereof to th^e Court, That yo^r hon^r would bee pleased together wth th^e rest of this hon^{ble} Court That noe order may bee graunted agst th^e Estate of M^r Bateman, untill there is an account of th^e s^d orphans Estate. Otherwise th^t there such care taken th^t th^e Orphan may nott bee a sufferer in her iust right. I haue formerly acquainted th^e Chancelo^r herewth & dowbt not but in soe laudable an accōn as this is, w^{ch} is tending only for th^e good, & th^e securing of th^e Orphans Estate, that her ffather left to her, th^t shee may not bee a sufferer herein. Not els but rest, yo^r hon^{rs} faythfull seru^t.

To command to his power

ffeb. 5, 1663.

Tho: Sprigge.

ffor th^e hon^{ble} th^e Leiu^t

Gräll of Maryland.

these p^{sent}.

Know all men by these p^{nts} th^t I Mary Bateman Exeque^x of John Batemen Esq^p deceased, haue nominated constituted & appoynted my trusty freind Cap^t Thomas Manning my true & lawfull Attorney for mee & in my name, to aske, sue for, Leauy, Requyre, Recouer & Receaue of all & euery p^rson or p^rsons whatsoe^r all & euery such

Liber B B Debt & sumes as are now due unto mee, Gyuing & graunting unto my s^d Attorney my full power strength & authority in & about th^e premises, & uppon th^e Receipt of any such Debt, acquittances or other discharges for mee, & in my name, to make, Seale, & deliuer. And I doe hereby further authorize my s^d Attorney to answere all suites commenced or to be commenced agst mee in any Court of this Prouince hereby ratifying & confirming whatsoever my s^d Attorney
 [p. 195] shall doe in th^e premises, as if I were p^rsonally p^rsent. In wittnes whereof I haue hereunto putt my hand & Seale this 10th february, 1663. Seale

Signed Sealed & deliuered
 in th^e p^rsence of
 John Gittings

Mary Bateman

Symon Ca^rpenter p^rff } The p^rff sues as afore in his Petⁿ fol. 149.
 M^{rs} Mary Bateman dēft } The dēft by her Attorney Cap^t Thomas
 Vid fol. 149 Manning answeres, That th^e sheriffe did not Leauē a Copey of th^e
 194 p^rffs Declaraōn or Petⁿ wth th^e dēft, according to Act of Assembly,
 261 whereby to prouide her answer. The dēft likewise answeres th^t
 M^r Thomas Sprigge, as ouerseer of th^e Estate of Thomas Belcher hath allready entred Caueat uppon Record in Caluert County agst th^e Estate of John Bateman, That noe Judgm^{ts} should passe agst th^e Estate of th^e s^d John Bateman 'till th^e Exequutrix of th^e s^d Bateman had accompted for th^e Estate of th^e orphan of Thomas Belcher, w^{ch} was & is in his th^e s^d Batemans possesⁿ & Custody, To w^{ch} purpose th^e s^d M^r Thomas Sprigge hath directed his letter to th^e hon^{ble} th^e Leiu^t Gräll, & Recorded/

Ordered th^t th^e Commis^{rs} of Caluert County att their next meeting in th^t County doe take into their charge from M^{rs} Mary Bateman, Exequutrix of John Bateman deceased, th^e whole Estate of th^e orphan of Thomas Belcher, now in her hands: Together wth th^e account of th^e s^d Estate. And further ordered That this order bee deliuered to Cap^t Thomas Manning to bee sent by him unto th^e next County Court in Caluert County.

The p^rff maketh oath to his accounts now by him produced in open Court. Then th^e dēft Craues a Coppy of th^e p^rffs accompts & engagem^{ts} w^{ch} hee now hath taken his oath of, & an imparleance 'till next Prouinciall Court, to make answer thereto. And th^e Court ordered th^t th^e dēft haue Coppy of th^e s^d Accounts gyuen her by th^e p^rff; And further ordered th^t th^e Dēft haue Imparleance 'till next Prouinciall Court, to make her plea & exceptions thereunto.

This Bill Bindeth mee Thomas Bisse of Bristoll merch^t my heyres or assignes to pay or cause to bee payd unto John Edmonson & ffiances Armestronge their heyres or Assignes Eleuen Thows^d ffine
 [p. 196] hund^d pownds of good, large, bright Tob. & cask to bee payd uppon th^e Clifts, or in Patux^t Riuer, att or uppon th^e 10th day of Octob^r

next after th^e date hereof, as wittnes my hand this 17th day of Liber B B
February 1663/

The Condiçon of this p^rnt obligaõn is such th^t if th^e aboues^d John Edmundson & ffrancis Armestronge doe well & truely make good according to Law, unto Thomas Bisse his heyres exequuto^r^m admistrors or assigns Thirteene hund^d Acres of Land Lying uppon th^e North side of th^e Riuer called Choptanck, Bownded uppon both sides wth Two Creeks, & gyuen in to Andrew Skinner, to bee called Little Bristol, & a Pattent gyuen, & sent for England by th^e John & Mary att their owne proper Charge, wthout all other Charge whatsoever then this obligaõn to bee in force, otherwise to bee Voyd, as wittnes my hand th^e day & yeare as aboue written.

Wittnes hereof

Tho: Bisse.

Henry Thompson

James Shacklady.

Henry Spinke p^rff } The p^rfs Petⁿ & th^e d^efts answe^r thereto &
D^r Luke Barber d^eft } his Charge a^gst th^e p^rff being read ouer, The
p^rff by Elionor Spinke (her husband being absent) by her Attoney Coth Will^m Euans, sayth th^t whereas the d^eft hauing taxed th^e p^rff in open Court, affirming th^t her oath was false & malicious is matter of ffact: & therefore desyreth th^e Board to deliuer their opinion & Judgm^t in th^e same. And after some Debate in th^e Cause, The Judgm^t of th^e Board is, That if D^r Barber uttered those words after th^e s^d Elionor had taken & gyuen in her oath in Court it ought to bee iudged & esteemed as matter of ffact. Then th^e p^rff craues a Jury, w^{ch} was graunted.

Vid. fol. 116.
& fol. 158

War^t to sheriffe to impanel a Jury Ret. forthwth.

Edward Clarke sworne & examined in open Court sayth That after Elionor Spinke had deliuered in her oath, D^r Barber threw it, to M^r Hall, & bid him Record them, for they were false & malicious, & hee did not question but to proue her periured/ & further sayth not/

M^r Walter Hall sworne & examined likewise in open Court sayth, [p. 197]
That after Elionor Spinke was sworne the Doctor gaue this Depon^t Two Depos^{ns} the one being Elionor Spinke, & bad mee Record them, & bee Carefull of them: ffor hee would proue them false & malicious, And made noe Doubt but to gett under th^e L^d Chancelo^{rs} of England his hand to punish such malicious p^rsons as those were, & further sayth not/

Sheriffe Returnes his writt, & warned
fforeman

Will^m Caluert Esq

Patrick fforrest

Thomas Hussey

Robert Peyton

Peter Watts

Will^m Robinson

James Lindsey

Daniel Clocker

John Lumbrozo

Thomas Hatton

George Thompson

Richard Dodde

Liber B B The Juro^{rs} Charge gyuen is this (Viz^t) Whither D^r Luke Barber accusing Elionor Spinke, in saying her oath was false & malicious, Those words were spoken by him afore or after shee had taken her oath. If spoken before to find for th^e dēft, if after to find for th^e p^{lf}, wth Costs & Damimages.

Vid fol. 193. After long debate th^e Juro^{rs} came into Court, & Demand 30^l Tob p^r head, as was allowed th^t former Jury inter John Abington p^{lf} & Hierome dēft, w^{ch} was allowed, & graunted by th^e Board. Then they deliuer in their Verdict as followeth (Viz^t) The Jury doth award unto th^e p^{lf} for daīnages Thirty Thows^d pownds of Tob & Cask, wth Cost & charge of suite And the Court ordered th^e Verdict bee entred for th^e Judgm^t

Vid fol. 134. James Thompson p^{lf} } To th^e p^{lfs} Petⁿ The dēft answers That hee Hugh Standley dēft } hath payd Giles Sadlers Estate beyownd Assetts & therefore humbly craueth a Quietus est, And further Sayth th^t hee hath not th^e accounts of th^e p^{lfs} in his hands or Custody, And th^e p^{lf} affirms th^e contrary, saying, th^t hee did see them in his hands & neuer receaued them from him. W^{ch} accounts of p^{lfs}, not being on th^e Publike Leauy ordered th^t th^e p^{lf} bee nonsuited, & th^e dēft dismissed.

Will^m Robinson brought into Court his Account for Judiciall Charges expended in causa inter him th^e s^d Will^m Robinson dēft & Daniel Johnson p^{lf}, amounting in th^e whole to one Thows^d ffowre hund^d Twenty nine pownds of Tob & cask, w^{ch} s^d account was allowed by th^e Board.

[p. 198] Writt Exequūon issued to sheriffe Charles County accordingly for 1429^l Tob, & to Leuy th^e same.

Richard Dodde likewise brought into Court his acc^t for Judiciall Charges inter him th^e s^d Richard Dodde Dēft & Rob^t Robins expended, amounting in th^e whole to one Thows^d Three hund^d ffifty six pownds Tob. & cask, w^{ch} was allso allowed by th^e Board.

Writt Exequūon issued to sheriffe Charles County for 1356^l Tob.

The Court adiornes for a while.

The Court mett againe all p^{nt} as afore.

Thomas Ward p^{lf} } Neyther appearing, The Cause dismissed.
Ellis Coleman dēft }

D^r Luke Barber p^{lf}. } The p^{lf} sues as in his Petⁿ, fol. 142. This Charles hill dēft. } Cause is allready entred upon the Records of
Vid. fol. 142. S^t Maries County Court held att new Towne 25th August, 1663,

& att a Court held th^e first Tuesday in January following, 1663 $\frac{3}{4}$, Liber B B for th^e same County wth Certaine Depos^{ns} then taken by th^e Coms^{rs} of th^t County, wth Receipts also, appertayning to this Cause, are there on th^e Records of th^t County Court entred, & apperteyning to this Cause, w^{ch} in th^e Records of Prouinciall Court, are not entred againe. To th^e present Cause.

Pope Aluey sworne sayth th^t goeing to Gooddy Lloyds D^r Barber desyred this Depon^t to carry along wth him Certaine medicines to M^r Hoppin then lying there sick att Tho: Bassetts. And comming to M^r Lloyds & meeting there M^r Prowse, partner of th^e s^d Hoppin this depon^t deliuered th^e s^d medicines sent by D^r Barber to bee deliuered by him to th^e s^d Hoppin, both hee & th^e s^d Hoppin (Lying sick att Thomas Bassetts howse) then lyuing or quartering in th^e s^d Bassetts howse.

M^r Walter Hall Attorney in this cause sayth & declareth That att th^e County Court in New Towne where this Cause was then first heard, D^r Luke Barber desyred that his acc^t might bee allowed, w^{ch} those Comis^{rs} then sitting in th^t County Court thought th^t could not admitt or allow because D^r Barber desyred to bee heard in Chancery And th^e Commis^{rs} supposing themselves not to bee a Court of Chancery unless they were authorized by Commisⁿ from the p^{nt} Chancellor Philip Caluert Esq^s soe to doe; It bee derogating from his office of Chancelorship. And thereuppon they thought fitt & did waue that account. [p. 199]

Ordered th^t this Cause be respited till M^r Prowse be here in th^e prouince, & D^r Barber both p^{nt}, & then to wage Law.

Pope Aluey p^{ff}. } The Dēft acknowledging his Bill, Ordered
John Lumbrozo dēft } that th^e dēft pay unto th^e p^{ff} this p^{nt} yeare
one Thows^d one hund^d & sixty pownds of Tob. & cask, ells Exequiōn
Vid fol. 145, & fol 216

Bee it knowne unto all men by these p^{nts} th^t I Tho: Wyn of th^e Prouince of Maryland doe constitute, appoynt & ordaine my uery louing ffreind M^r George Reynolds my true & Lawfull Attorney in all accōns depending now betweene me & Pope Aluey att this Prouinciall Court for me & in my name to answere, impleade &c: Wittnes my hand this 10th of ffebruary 1663 $\frac{3}{4}$ Thomas Wynne

Pope Aluey p^{ff} } The dēft by her Attorney sayth That shee is un-
Eliz: Wyn dēft. } der Court Barne, & ought not to bee arrested, or
answere in th^e Cause, & therefore Craues an nonsuite, w^{ch} was
graunted by th^e Board wth Costs. Vid. fol. 145
& fol. 39 &
fol. 216.

Pope Aluey p^{ff} } This cause being entred as th^e former, fol. 146,
Eliz: Wyn dēft } for Linnen &c: as in th^e Petⁿ

Liber B B
Vid fol. 146. Cap^t Miles Cooke in ditt sayth That hee knowes not of any Linnen whatsoeu^r But th^t one of his men did informe him aboard his ship, th^t M^r Hammond Left there a Certaine Bundle, what was in it, this depon^t knoweth not. But meeting wth M^{rs} hammond, & understanding of M^r Hammonds death, hee this Depon^t profered th^t Bundle to M^{rs} Hammond, & shee sayd shee could not then take it wth her. And att th^e going away of th^e ship hee this depon^t left th^t Bundle wth M^r Yowng, & what after became of it hee knows not, or to whom M^r Yowng deliuered it./

Nothing as yett ordered in this Cause

W^m Bretton/

[p. 200] To th^e hon^{ble} th^e Gouverno^r & Councell.

The humble Petⁿ of Hugh Stanley, Sheweth.

Vid. fol. 125. That yo^r Pet^r hath according to Custome sett up his name to declare for Quietus est th^e Last Assembly, fob. Tob. receaued by Giles Sadler then sheriffe for th^e publick. Vppon w^{ch} An order was past for th^e obtayning thereof, And since hath declared for another Quietus Est uppon th^e Estate of th^e s^d Giles Sadler, whose Relict hee hath marryed. Wherefore hee humbly Craues from this hon^{ble} Court Quietus Est uppon th^e s^d Estate & for Publike Leauiēs & Debts, & hee shall pray &c:

Ordered th^t th^e Pet^r haue Quietus Ests according to his Petⁿ

The Court adiornes 'till to morrow morning.

ffriday 12th ffebruary 1663. All p^{nt} as yesterday.

Vid fol. 164.
fol. 192. &
fol. 201. Cap^t James Neale Came & desyreth th^t Cap^t Miles Cooke bee summoned to appeare forthwth to answere what th^e s^d Cap^t Neale may or shall obiect a^gst his writt of Exequiōn formerly entred but superseded.

Summons issued to th^e sheriffe S^t Maries County, &c: to bee att th^e Court forthwth this p^{nt} day, & order to th^e s^d sheriffe to presse Boate & hands to serue th^e s^d summons (Viz^t)

Cap^t Miles Cooke yo^w are hereby requyred by th^e Court now sitting, to make yo^r p^{son}all appearance before Vs, To answere in a Cause depending betwixt yo^w & Cap^t James Neale, the Attorney of Co^{tt} George Waters & partners as Touching th^e S^t George of Brayntree, The Court being now ready to determine that busines betwixt yo^r &c:

Charles Caluert.

Will^m Singleton p^{ff}. } Neyther p^{ff} or dēft appearing The Cause dis-
Richard Bayly dēft } missed, wth nonsuite & Charges to th^e p^{ff}.

Vppon th^e appearance of Mathew Crab in Court It is ordered by Liber B B
th^e Court th^t th^e Commis^{rs} of St Maries County doe provide a Being,
Liuclyhood & maintenance for th^e s^d Marth Crab, (shee being Lame)
& charge it to their County Leauy. W^m Bretton/

Henry Hudson p^{lf}. } This Accōn is uppon Appeale from Charles [p. 201]
John Cane dēft. } County Court, But th^e Bill, uppon which th^e Vid fol. 152.
accōn is grownded here Recorded fol. 152. And th^e p^{lf} not appear- & fol. 217
ing not any Attorney by from or under him, th^e dēft Craues non-
suite wth Costs, w^{ch} was graunted him.

The Court adiornes for a while.

The Court mett againe all p^{nt} as afore.

Vppon th^e writt of Scire facias of Thomas Gerard p^{lf} & th^e Sub-
scribers dēfts, In answe^r th^e dēfts say by their Attorney George
Thompson That when M^r Gerard was soe Elected, It soe hapned, Vid. fol. 153
th^t there was noe assembly, & consequently noe Burgesse: & therefore
nothing due. But Considering though noe Assembly yett M^r Gerard
went downe from his owne howse to St Maries, as if th^e Assembly
by those called had held,

Ordered th^t M^r Gerard haue Exeqⁿ for 500^t Tob, according to th^t
former order or Judgm^t att St Leonards Año 1658 uppon th^e parties
now warned by th^e sheriffe & now summoned by him uppon th^t writt
of Scire facias in Charles County, Besides Costs of suite. The Costs
are 22 p^rsons-52^t Tob. p^r head.

Writt &c: to sheriffe Charles County.

Co^t George Waters p^r } Att th^e request both of th^e p^{lf} &
Attorn: Cap^t James Neale p^{lf} } dēft, (The dēft making his appear-
Cap^t Miles Cooke dēft } ance according to summons now sent Vid fol. 164,
to him) It is th^e desyre of them both th^t the p^{lfs} L^re of Attorney 200, & 192
bee entred on th^e publike Records of this Prouince, To th^e end th^t
th^e dēft may haue a Copey thereof As concerning th^e other papers
or Euidences now produced according to former order by th^e p^{lf},
touching th^e St George of Braintree It is Likewise ordered that they
bee all of them putt uppon th^e Records here/ And they are as
followeth/

In th^e name of God Amen. By th^e Tenoure of this publike In-
strum^t of Procuraōn or Letter of Attorney, Bee it knowne unto all
men That uppon this p^{nt} day th^e seauenteenth of September (Stylo
nouo) in the yeare of our Lord God one Thows^d six hund^d & sixty
before mee John Crosse by y^e Court of Holland admitted sworne,
& Publike Notary dwelling in Arme^rstaad, & in p^{nce} of th^e witt-
nesses hereafter named, appeared p^rsonally Jacob Direckson Willree

L^re
Atto^rney

(A printed
seale)
[p. 202]

Liber B B ffree Denizon of England, & att p^{nt} in th^e s^d Citty (to mee th^e s^d notary well knowne) Late master of th^e good ship Called th^e S^t George of Baintree in th^e Kingdome of Ireland, In his owne name & behalfe of Coth George Waters & other Partowners of th^e s^d ship & particular Lading, w^{ch} were about th^e month of May one Thows^d six hund^d fifty & nine uery uniuistly taken from him att Barbados & carryed to Maryland, And are still uery uniuistly detayned from them, W^{ch} s^d Appearer of his owne ffree & uoluntary will hath made, ordayned, & in his steed & place Constituted & appoynted his trusty & good ffreind Cap^t James Neale (the Bearer hereof) att pr^{nt} standing uppon his repayre to Maryland afores^d, to bee his true Lawfull & undoubted Attorney & Procurato^r, Gyuing & by these p^{nts} graunting to his s^d Attorney for him Constituent, in his name & steed, & to his use & behoofe And likewise to th^e use & behoofe of th^e other owners of th^e s^d ship, & p^ticular Lading, to demandaund, reclaime, recouer & receiue of & from th^e Gouverno^r of Maryland afores^d, or of any whatsoever p^{son} or p^{sons} wheresoe^r, or of his, or their, & euery of their goods, accōns, Creditts, Effects, & things wheresoe^r being or to bee fownd, Restituōn of th^e s^d ship S^t George, Appurtenances, & dependences thereof, & allsoe of th^e p^ticular Lading; or else full paym^t & satisfaction for th^e same: Together wth all Costs, damages, Charges & interests by th^e uniuist & unlawfull carrying away taking & Detention of th^e s^d ship & Lading allready suffered & yett to sustayned, untill full restituōn of, or paym^t or satisfaction for th^e same shall bee made & of th^e Receipt of th^e same, or any part thereof in his Constituants name to signe, Seale, & as his Act & Deede to deliuer one or more acquittances or other Lawfull discharges in due forme allsoe to transact, conclude, compownd & agree & if neede bee by reason of th^e p^{rn}ises to appeare before all Lords, Gouverno^{rs}, Councills, Judges & Justices in any Court or Courts there to answere, defend & reply in all matters & causes touching th^e premises, To doe, say pursue, arrest, Seize, sequester, attatch, imprisone, Condemne, & out of Prison to deliuer, And further generally & especially in & concerning th^e premises, to use all Lawfull meanes for th^e Recouery thereof, eyther by suite of Law, or otherwise, as fully & amply to all intents & purposes as hee th^e Constituant himselfe, might or could doe, if hee were there p^{sonally} present, Wth power to substitute one or more Attorneys under him, wth th^e like or more limitted power, & the same att his pleasure to reuoake, Hee th^e s^d Constituant promising to ratify, Confirme & allow of all & whatsoever his s^d Attorney, or his substitute or substitutes shall eyther Lawfully doe, or cause & procure to bee done, in & concerning th^e p^{rn}ises by these presents. In wittnes whereof hee th^e s^d Constituant hath hereunto sett & putt his hand & Seale in Amsterdam, th^e day & yeare aboue written.

Memor^{dm} those words on th^e other page, Reclame & Restituōn of Liber B B
were enterlynd before sealing & signing hereof/ Seale

Signed, Sealed & deliuered

Jacob Direck willree

in th^e p^{nce} of us witnesses

Will^m Chambers

Will^m Whately Seale

Copia

The Eighteenth day of ffebruary 165⁸/₉/

W^{ch} Day personally appeared George Walters Esq^o of Bantrey in th^e County of Corke in Ireland, aged ffowrty ffowre yeares or thereabouts, & being sworne uppon th^e holy Euangelists did depose, That uppon or about th^e ffowrth day of ffebruary one Thows^d six hund^d ffifty & nine (New Style) a Certaine ship, now called th^e George of Bantrey being of th^e Burthen of Eighty Tonnes or thereabouts was by Bill of sale dated th^e ffowrth day of ffebruary one Thows^d six hund^d ffifty & nine (new Style) by Cornelis Van Cuick, & Peter Backer, the then reputed owners of th^e s^d ship, sold & assigned unto him th^e s^d George Walters, by th^e name of Colonell George Walters of Bantrey in Ireland, Daniel Arthur, & John White ffitz Jasper, Jacob Derrickson Willree & Company, And th^t th^e s^d ship is now bownd out to th^e Barbados, & other parts, beyownd th^e Seas. Wherefore hee prayed the s^d Bill of Sale to bee Registered in this Court, & this his Deposition to bee Exemplified, That such iust use [p. 204] may bee made thereof, as shall bee agreeable to Law.

George Walters.

W^{ch} Day ffrancklin appeared for th^e s^d Colonell George Walters Daniel Arthur, John White ffitz Jaspers, & Jacob Derrickson Willree & Company, & alleaged, that they & Euery of them were & are subiects, & was & is a subiect of th^e Comon Wealth of England, And th^t th^e s^d ship is now bownd out to th^e Barbados & some other parts beyownd th^e seas, uppon th^e account of them th^e s^d George Walters, Daniel Arthur, John White ffitz Jasper & Jacob Derrickson Willree, And to th^e end th^e s^d ship may receaue noe interruption in her intended Voyage, but may quietly & peaceably proceede thereon, & enioy such priuiledges & immunities, as are competent to a ship belonging to subiects of this Common Wealth, Hee desyred th^e s^d Deposition & these p^{nts} to bee exemplified, under th^e Greate Seale of this Court, that th^e same may bee made use of by his Clients as shall bee requisite & agreeable to Law, And th^t th^e Bill of sale mentioned in th^e Deposition of th^e s^d Colonell George Walters may bee deliuered to him for his Clients first Registered in this Court, w^{ch} th^e Judge held reasonable & ordered accordingly. Subscribed, Ex^d Samuel How No^{ty} Pub. Actuary assumed

Vera Copia

ffred. Exem sss Not. Pub. sss

1660

Liber B B

Copia

Copia Vera

To all Poeples to whom this p^rnt writing shall Come, or who the same shall reade, heare, or see, Wee Cornelis Van Kuick & Peter de Backer merchants in Amsterdam, sole owners & Proprietors of the good ship Called the S^t George of Bantrie in Ireland, of the Burthen of fflowrescore Tonnes or thereabouts carrying Two peices of Ordinance att present Lying att Anchor before this Citty Amsterdam, send Greeting in our Lord God Euerlasting. Know Yee th^t Wee the s^d Cornelis Van Kuick & Peter de Backer for & in the Consideraõn of the s^umme of Three Thows^d Gilders, each Gilder of Twenty Styuers Holland money to us well & truly payd in this s^d Citty Amsterdam before the signing & sealing hereof, the Receipt whereof wee well & truly acknowledge by these p^rnts, Haue graunted

[p. 205] Bargayned sold & confirmed, & by these p^rnts doe fully freely absolutely & irreuocably graunt bargainne sell & confirme unto Colonell George Walters of Bantree afores^d att p^rnt in s^d Citty Amsterdam, Daniel Arthur merchant of London in England, John White ffitz Jasper merchant of this s^d Citty Amsterdam, & Jacob Direxen Wilre master & also mariner of Amsterdam afores^d & Company, their & euery of their heyres, Exequuto^{rs} Admistrato^{rs} & assignes for euer the afores^d ship the S^t George, Together wth all & euery the masts, Sayles, Yards, Ankors, Cables, Boate, Ropes, Guñs, Ammunition, & all manner of Implements whatsoeu^r to the s^d ship belonging, or in any wise apperteyning, And Likewise all the Estate, Right, Tytle, Interest, Property, Possession, Clayme, & Demand whatsoever of us the s^d Cornelis Van Kuyck & Peter de Backer, our & euery of our heyres, Exequuto^{rs} & Admistrato^{rs}, or any of them, eyther euer haue had, might, should or could pretend to haue in or to the s^d ship, or any the premises, or any part or parcell thereof. To haue & to hold the s^d ship, & all & singular other the p^rmises wth the Appurtenances aboue mentioned to bee graunted & sold & euery part & parcell thereof unto the s^d Colonell George Walters, Daniel Arthur, John White ffitz Jasper Jacob Direckson Willree & Company, & to & for the only proper use & behoofe of them the s^d Colonell George Walters, Daniel Arthur, John White ffitz Jasper, Jacob Direckson Willree & Company, their & Euery of their heyres, Exequuto^{rs}, Admistrato^{rs} & assignes for euer, And wee the s^d Cornelis Van Kuick & Peter de Backer doe Couenant promise & graunt by these p^rnts to & wth the s^d George Walter, Daniel Arthur, John White ffitz Jasper, Jacob Direckson Wilre & Company, & euery of them their heyres, & euery of their heyres Exequuto^{rs} & Admistrato^{rs} That wee the s^d Cornelis Van Kuyck & Peter de Backer are the true, sole & Lawfull Owners & Proprieto^{rs} of the afores^d ship, called the S^t George, & all other the afore bargayned premises, wth the appurtenances & euery part & parcell thereof, And haue now good Right, full power, & Lawfull

authority to bargain & sell th^e same, And it shall & may bee Lawfull Liber B B
 for them th^e George Walter, Daniel Arthur, John White ffitz Jasper,
 Jacob Direckson Willree & Company their & euery of their heyres,
 Exequuto^{rs} & Adm̃istrato^{rs} by uertue of this p^{nt} Act & Debt, accord-
 ing to th^e tenor, & true meaning thereof for euer from henceforth [p. 266]
 quietly & peaceably to haue hold possesse & enioy th^e s^d ship, & all other
 the afore bargayned p^mises wth th^e appurteñces & euery part & par-
 cell thereof freely discharged of & from all former Bargines sales
 & incumbrances whatsoever, wthout th^e lett trouble hinderance de-
 niall or molestaõ of us th^e s^d Cornelis Van Kuick & Peter de Backer
 our & euery of our heyres, Exequuto^{rs} Adm̃istrato^{rs} & assignes or
 any other p^{son} or p^{sons} whatsoeu^r, by our or their meanes or pro-
 curements, According to th^e Lawes of OLeron (the danger of th^e
 Seas, ffire, Enimies, Pyrates, & Restraint of Princes allwayes & only
 excepted) In wittnes whereof they th^e s^d Cornelis Van Kuick &
 Peter de Backer haue hereunto sett & putt their seuerall & respectiue
 hands and Seales in Amsterdam in th^e p^{nce} of John Crosse Publick
 Notary & witnesses this ffowrth day of ffebruary in the yeare of
 our Lord God one Thows^d six hund^d ffifty & nine (Stylo nouo) &
 was subscribed Cornelis Van Kuyck, Peter Backer, & under each
 mans name his seale impressed in Red hard wax. Lower stood John
 Crosse N. P. Signed Sealed & deliuered in th^e p^sence of us witt-
 nesses & was subscribed Andrew Creaghe, William Whately. Vnder
 is written.

Memorandu' th^t because th^e originall Bill of Sale (whereof the
 aboue written is th^e true & authentick Copie) taken out of th^e Regis-
 ter of mee th^e s^d John Crosse notary Publick in Amsterdam) is sent
 by sea for England, & that this going by th^e Post may probably
 sooner arryue in England then the other, The s^d Cornelis Van Kuyck
 & Peter Backer (wthout preiudice of th^e former Act allready made)
 haue Likewise for testimony & confirmaõ of th^e p^mises here under
 putt their Seuerall hands & Seales in Amsterdam this Seuenth day
 of ffebruary 1659 (stilo nouo) & I th^e s^d notary haue likewise sett
 my usuall & Customary hand, firme & Seale, Datum ut supra. Sub-
 scribed Cornelis Van Kuyck Pieter Backer & Sealed wth Two respec-
 tiue Seales printed thereuppon. Vnder is written Quod attestor
 Rog^{tus} Johannes Crosse Not. Pub. 7 ffeb, 1659, & Sealed wth a Seale.

ffred. Exem sss Not Pub
1660

Captaine ffendall

[p. 207]

Whereas I writt yo^w word by my last dispatch th^t I had not heard
 of late from Coth George Walters nor Jacob Direckson Wilre about
 th^e ship S^t George, w^{ch} (itt seemes) was taken in Maryland for a
 prize, & therefore willed yow to proceed therein according to Jus-
 tice, I thought fitt hereby to lett yo^w know, they haue since bene

Liber B B both wth mee, & haue gyuen mee satisfaction (by th^e papers I send yo^w here inclosed & otherwise) that th^e s^d ship St George was noe lawfull Prize, but doth really belong unto th^e Coth George Walters, a p^rson of quality & my noble ffreind, & others his Partners, who are all Englisemen, & th^t Jacob dirrickson Wilre (as I am credibly informed) is a ffree Denizen of England, & that therefore th^e s^d ship & goods taken in her, ought to bee restored. And whereas th^e s^d Coth George Waters & Jacob dirickson Wilre wth th^e rest of th^e owners of th^e s^d ship are willing, & haue agreed wth mee to pay the ffowrth part of th^e ship & goods w^{ch} shall bee recouered there as Saluage due unto mee, And th^e s^d Jacob Direckson Wilre is now goeing wth a ship to recouer & receiue th^e s^d ship & goods in Maryland I doe therefore hereby will & requyre yo^w, & th^e rest of th^e Council there to cause th^e s^d ship & goods to bee forthwth restored to th^e s^d Jacob dirickson Wilre or his Agents, or th^e ualue thereof, for th^e use of th^e s^d Coth Waters & his Partners. And in regard I understood from thence th^t th^e s^d ship was sunck, I doe likewise will & requyre yow to giue him or his Agents yo^r best aduise & assistance for th^e Recouery & regayning thereof. And th^t yo^w Cause to bee deducted & reserued out of all & euery of th^e s^d goods, or out of such satisfaction as shall be made or gyuen for th^e same, & allsoe of th^e s^d ship (soe soone as it shall bee Recouered) the ffowrth part thereof, as a Saluage due unto mee as afores^d to bee payd to my Treasurer or Receiuer Generall there, for my use. Of all w^{ch} Requiring yo^w not to fayle I rest
Yo^r uery louing ffreind

London 10th May 1660.

Baltimore.

Vid fol. 51 Then as to th^e Chest of goods, & some other goods taken up uppon trust in th^t ship, & disposed of by th^e dēft. The oath of George Thompson being Read.

[p. 208] Philip Caluert Esq allsoe deposed in open Court Sayth, that there was gold stuffe, Black Sattin Scotch Tabby, Holland course & fine, Tufted Holland, Chamlett, Woosted stockins, some silk stockins th^e certaine quantity hee knoweth not, for hee neuer measured them. These things hee saw when Cap^t ffendall then Gouverno^r opened th^e Chest. But when Cap^t Cooke tooke th^e Chest away, hee knoweth not, neyther affirmeth hee th^t any of these things were then there, & further th^t Cap^t ffendall had a key w^{ch} opened th^t Chest, in th^e p^rnce of M^{rs} Cornewalleys & M^{rs} ffendall, & afterwards locked itt up againe.

George Thompson deposed sayth, That hee knoweth not what was in th^e Chest; for hee neuer saw it opened to th^e best of his Remembrance.

Whereas nothing can bee iustly proued That any goods or things were in th^t Chest, when th^e dēft carryed th^e same from of aboard,

Vid. fol. 217 Ordered th^t th^e dēft pay unto th^e p^rtf a Chest worth ffueteene shillings sterling money.

Thomas Dent Admis ^r	} p ^{ff} }	This accōn is uppon Appeale from Liber B B S ^t Maries County Court, & the pro- ceedings sent up from that Court are as followeth.
of Co ^{ll} John Price		
Anthony Griffin dēft		

To th^e worth th^e Commis^{rs} for th^e County of S^t Maries

The humble Pet^r of Thomas Dent one of th^e Adm^{istrato}^{rs} to
Co^{ll} John Price Sheweth

That Anthony Griffin is indebted unto th^e Estate of Co^{ll} John
Price one Thows^d pounds of Tob. Wherefore yo^r Pet^r humbly
Craue^t order for th^e s^d Debt & hee shall pray &c: Vide folio
252 & 264

The Depoⁿ of Cap^t Nicholas Gwyther &c:

This Depon^t Sayth uppon Oath th^t hee was indebted unto Anthony
Griffin in th^e sūme of ffowre hund^d pounds of Tob, & th^t hee passed
his Bill to him for th^e s^d Sūme. f^further this Depon^t comming to an
acc^t wth Co^{ll} Price, th^e s^d Co^{ll} told him of this Bill, w^{ch} hee did ac-
knowledge & satisfied unto M^r Dent. And further th^e s^d Co^{ll} told
him th^t th^e Bill passed was in Considera^ōn of Land taken up by him
for w^{ch} hee was intrusted

Jurat Corā me 26, Septemb^r 1663

Nicholas Gwyther

Will^m Bretton.

Robert Jones sworne & examined sayth That Anthony Griffin [p. 209]
comming to this Depon^{ts} howse, told this Depon^t th^t hee had taken
up Land for him, But it was not th^e Land hee intended to haue taken
up for him: But th^t Land w^{ch} hee intended to haue taken up for him
hee had taken up for Co^{ll} Price, And further told him this Depon^t
th^t Co^{ll} Price did not like th^e Land, but had sold it to him th^e s^d
Griffin. And allsoe th^e s^d Griffin desyred a noate of this Depon^t for
th^e Charges hee had beene att in Surueying this Depon^{ts} Land: ffor
sayd hee I will assigne it to Co^{ll} Price, in part of paym^t of his Land.
And this depon^t hearing th^t Co^{ll} Price was dangerous sick, this
Depon^t went to th^e s^d Prices, & demanded th^e s^d noate, w^{ch} M^r Thomas
Dent deliuered to this Depon^t, And it was about Two hund^d & ffifty,
or Three hund^d pounds of Tob, & further sayth not.

Robert Jones.

The dēft not appearing It is ordered th^t if th^e sheriffe produce
him not, the next Court, Judgm^t to passe agst the sheriffe for what
shall appeare due.

Att a Court held att New Towne for th^e County of S^t Maries th^e first
Twesday in January 166³₄

The dēft appearing by his Attorney Walter Hall who craued an
Appeale to th^e next Prouinciall Court, Alleaging th^t th^e s^d Griffin
could not by reason of his remote being gett his busines in readines:
But att th^e next Prouinciall Court, hee should proue th^t Tob payd,
& produced in Court a Letter to ih^e same effect from th^e s^d Griffin
Whereuppon

Liber B B It is ordered th^t th^e whole proceedings bee sent to th^e next Prouinciall Court/

And now ordered th^t this Cause bee respited 'till next Prouinciall Court.

Att a Court held att New Towne for th^e County of S^t Maries

27th Octobr 1663.

P ^{nt} Mr Rob ^t Slye	M ^r John Lawson	} Commis ^{rs}
M ^r Tho: Dent	M ^r John Nutthall	

To th^e Worth th^e Commis^{rs} of S^t Maries County.

The Petⁿ of Giles Brent Humbly Sheweth

[p. 210] That whereas John Hammond hath bene yo^r Pet^{rs} Attorney agst Benjamin Gill, & receaued one Thows^d and odde pownds of Tob. & Cask in th^e yeare 53 or 54, And th^e s^d Tob. was paid by M^r Tho: Gerard, or his order, The w^{ch} Tob. th^e s^d Hammond not yett restored to yo^r Pet^r. Therefore yo^r Pet^r craueth of yo^r wor^{ps} an Order agst th^e s^d Hammonds Estate And yo^r Pet^r shall pray/

M^r Thomas Gerard maketh oath th^t in th^e yeare 53 or 54 M^r John Hammond th^e Attorney of Cap^t Giles Brent did impleade M^r Benjamin Gill for a Debt of one Thows^d Eighty & Eight pownds of Tob. & cask, And th^e Gill being brought to his howse by th^e sheriffe James Veitch, Hee th^e s^d Gerard did then pay one Thows^d pownds of Tob, by his sonne M^r Slye, & Eighty & Eight pownds of Tob. in Sugar & a Payle to th^e s^d Hammond, & further Sayth not.

Tho: Gerard.

John Lumbrozo Attorney	} p ^{ff}	} The dēft pleading th ^t Cap ^t Giles Brent is Out-Lawed by his L ^{ps} Declaraōn, and ought not to haue th ^e Benifitt of any Law in this Prouince, And desyres Respite to th ^e next Court to proue th ^e same. Whereuppon It is Ordered th ^t th ^e Case be referred to th ^e next Court.
of Cap ^t Giles Brent		
Anne Hammond Admist ^x	} dēft	
of John Hamond		

Att a Court held att New Towne for th^e County of S^t Maries th^e first Tuesday in January 166³₄

P ^{nt} Mr Rob ^t Slye	M ^r John Lawson	} Commis ^{rs}
M ^r Tho: Dent	M ^r Luke Gardiner	

The dēft th^e last Court desyred Reference to this Court in this Case now Depending to proue th^t Cap^t Giles Brent is Out Lawed by Proclamāon, But by th^e occasion of sicknes (as shee now alleageth) shee hath not bene in a Condiōn to doe th^e same, And now Craueth an Appeale to th^e Prouinciall Court. Whereuppon an Appeale is graunted & ordered th^t th^e whole proceeding bee sent thither.

John Lumbrozo th ^e Attorney	} p ^{ff}	} The dēft sayth how th ^t shee beene informed th ^t Cap ^t Giles Brent was formerly Out Lawed by his L ^{ps} Declaraōn, or by
of Cap ^t Giles Brent		
Anne Aluey th ^e Admist ^x	} dēft	
of John Hammond		

some other meanes, And it being Certified th^t if Cap^t Brent were not expressly by name Out Lawd, by Declaraōn, yett hee was Declared soe att th^e head of a Company here, And The p^lf in th^e Ap-
peale Anne Alucey Adm̄istratrix of John Hammond confesseth in open Court th^e Debt due to Cap^t Giles Brent. Liber B B
[p. 211]

Ordered thereuppon th^t shee pay th^e Tob. (Viz^t) one Thows^d Eighty & Eight pounds, wth Costs of suite. Then further Ordered th^t an Attachm^t issue forth, for this Tob. in th^e behalfe of th^e L^d Prop^r.

To th^e hon^{ble} th^e Gou^r & Councell &c:

The humble Petⁿ of Adam Head Sheweth

That yo^r Pet^r being desyrus to begin a Towne att S^t Maries & to giue Example to other Tradesmen to Cohabite makes it his humble Petⁿ to this hon^{ble} Board, That they will bee pleased to allott him some part of th^e Towne ffeild whereon to sett a howse, plant an Orchard, & make a small Corne ffeild, & th^t yo^w will giue him some assurance to enioy to him & his heyres, or for some Tearme of yeares as to yo^r Judgm^{ts} shall seeme best, th^e s^d peice of Land soe to bee allotted. And in duty bownd hee shall pray &c

Ordered uppon this Petⁿ That Adam Head haue allotted him Two Acres of Land in th^e Towne ffeild of S^t Maries, to plant an Orchard & build a howse thereon, Paying Six pence p^r Annū Rent.

To th^e hon^{ble} th^e Gouerno^r & Councell.

The Acc^t of John Cane his Charge in th^e Litigious Accōn of M^r Hudson.

ffor 3 dayes his Attorney comming to Court att 30 ^l p ^r day....	090	Vid fol. 201
To 4 dayes attendance of th ^e Court.....	120	
To 1 day goeing home.....	030	
	<hr/> 240	
Nonsuite	<hr/> 150	
	<hr/> 390	

This acc^t was allowed by th^e Board/

To th^e hon^{ble} th^e Gou^r & Councell.

[p. 212]

The humble Petⁿ of Will^m Smith Sheweth.

That yo^r Pet^r being informed th^t yo^r hon^{rs} intends to dispose of th^e Land belonging to this Plantaōn for those th^t will build thereon to th^e forwarding of a Towne. Wherefore yo^r Pet^r & Carpenter by Trade desyres yo^r hon^{rs} to spare such a Parcell of grownd as yo^r hon^{rs} shall thinke conuenient for th^e intent afores^d, & hee shall pray &c:

Nothing ordered/

Liber B B Thomas Hussey Sayth That sometime in Aprill last past going from M^r Hundleys howse, hee went into th^e howse where now John Duglasse liues. Robert Robins being there hee th^e s^d Robins told this Depon^t how th^t hee had bene att much trouble about th^e mare w^{ch} Richard Dod lost of his, But hee thanked God that hee had gott her againe, And if th^t Richard Dod would pay th^e Tob hee was Indebted to M^r Gerard for th^e taking of her up, & a payre of shooes & stockins to John Balch, hee would giue him a discharge, & neuer trouble him further about her. And pray tell him soe, & tell him from mee th^t if hee will not pay th^t Tob. & th^e shooes & stockins to John Balch that I will sue him for that Charges, & all th^e rest th^t I haue bene att about her, since th^t hee lost her. But if th^t hee will pay th^e Charge th^t I am att for th^e taking of her up, I am uery well satisfied.

Jurat, 10th feeb. 1663 in Court. Will^m Bretton/

Will^m Gotherd Sayth th^t sometime in June last past this Depon^t saw Robert Robins att Pickyawaxent & th^e s^d Robins told him th^t hee had his mare againe w^{ch} Rich: Dod lost of his, & th^t hee would not lend her to ffreind nor ffoe, & if all th^e Diuells in Hell came, they should not gett her out of his hands. Hee also told this Depon^t th^t hee had bene att some Trouble about her, in hyring mee to looke after her, But if Rich: Dod would pay M^r Gerard a hogshead of [p. 213] Tob. & John Balch a payre of shooes & stockins, that hee would giue him a free discharge from th^e beginning of th^e world to that day.

Jurat 10^o february before mee Will^m Bretton/

George Harrise aged 30 yeares or thereabouts sworne & Examined in open Court Sayth. That hee being subpened by Will^m Robinson to a Court held in Charles County th^e 12th of May last past, & being in a Loft att th^e Court howse in Company wth Daniel Johnson, Thomas Hussey and Will^m Robinson, heard Daniel Johnson say to Will^m Robinson Come Will^m Lett us make an end of businesses, for as God is my Sauio^r I haue noe desyre to doe yo^w any iniury. ffor allthough I haue arrested yo^w to th^e Prouinciall Court, I doe here engage before these Two men That if yo^w will goe downe now & acknowledge th^e Land in Court, I will lett th^e suite fall, & pay all th^e charges, lett itt bee what it will, & will neuer trouble yo^w concerning yo^r wives Claime in it. Will^m Robinson Replyed if th^t I now acknowledge th^e Land to yo^w in Court, yo^w must giue mee in the writing wherein I am bownd to M^r Hussey, to acknowledge it to yo^w in Court. Daniel Johnson Replyed Gentⁿ here before yo^w Two, I doe Ingage th^t if Will^m Robinson goeth now, & acknowledge th^e Land to mee in this Court, I will giue him in that writing, & all others th^t I haue w^{ch} Concernes him. Wth that Will^m Robinson & Daniel Johnson went downe out of th^e Loft, & in a short time they both came up againe. Then Thomas Hussey asked them, If they had made an end? And Daniel Johnson Replyed, Yes, Wee haue

made an end of all Busines, And I desyre yo^w to take notice of what I am goeing to speake, ffor yo^w Two were wittnesses att th^e beginning, soe I desyre yo^w, th^t yow may bee wittnesses att th^e ending of our busines. Will^m Robinson hath acknowledged th^e Land to mee in Court & I am uery well satisfyed, & doe here Engage my selfe before yo^w Two, to deliuer him in all writings th^t I haue w^{ch} Concernes him. Those w^{ch} I haue about mee I will giue him p^{re}sently, & th^e rest I will deliuer him by th^e first opportunity, & further sayth not

George G. H. Harrise

his marke

Sworne 9^o ffeb. 1663.

Will^m Bretton/

Thomas Hussey aged 27 yeares or thereabouts sworne & Examined in open Court Sayth, That hee being subpaened by Will^m Robinson to a Court held in Charles County th^e 12th of May last past, [p. 214] & being in a Loft att th^e Court howse in Company wth Daniel Johnson, Will^m Robinson & George Harrise heard Daniel Johnson say to Will^m Robinson, Come Will^m Lett us make an end of our busines ffor as god is my Sauio^r, I haue noe desyre to doe yo^w any iniury, ffor allthough I haue arrested yo^w to th^e Prouinciall Court I doe here engage before these Two men, That if yo^w will goe downe now & acknowledge th^e Land to mee in Court, I will lett th^e suite fall, & pay all th^e charges lett it bee what it will: and will neuer trouble yow concerning yo^r Wifes Claime in it. Will^m Robinson Replyed, If th^t now I acknowledge th^e Land to yo^w in Court, yo^w must giue me in th^t writing, wherein I bownd M^r Hussey to acknowledge it to yo^w in Court. Daniel Johnson Replyed Gentⁿ here before yo^w Two, I doe engage, That if Will^m Robinson goeth now & acknowledge th^e Land to mee in this Court; I will giue him in th^t writing, & all others th^t I haue, w^{ch} concernes him. Wth that Will^m Robinson & Daniel Johnson went downe, out of th^e Loft, & in a short time, they came up againe. Then I asked them If they had made an end? & Daniel Johnson replyed Yes, Wee haue made an end of all busines, th^t was betwixt us, And I desyre yo^w Two, to take notice what I am goeing to speake, ffor yo^w Two were wittnesses att th^e beginning soe I desyre yo^w may bee Wittnesses att th^e ending, of our busines. Will^m Robinson hath acknowledged th^e Land to mee in Court, & I am uery well satisfyed & doe here engage before yo^w Two to giue Will^m Robinson in all writings th^t I haue w^{ch} Concernes him. Those w^{ch} I haue about mee I will giue him presently, & th^e rest I will deliuer him by th^e first opportunity, & then did giue him in Certaine writings, what they were I know not. Aud further Sayth not

Sworne before mee in Court

Thomas Hussey

9^o ffeb. 1663. Will^m Bretton

There being noe more busines, The Cou^rt broke up, And th^e Leiuten^t Gräll appoynted th^e next Prouinciall Court to bee holden on th^e first Twesday in Aprill next.

Liber B B A List of th^e Papers sett up this Prouinciall Court of those That
 [p. 215] are to Depart the Prouince & of Those that Issue for Quietus Est
 uppon Admīstraōns

These are to Certify th^t Will^m Browne of Scrattons neare Barnaby Jacksons is intended for England this shipping. If any one hath any thing to alleage to th^e Contray, Lett them underwrite/

Thomas Wynne underwrittes for..... 170^l Tob.

Nicholas Gwyther for..... 040.

Henry Watts Resident att M^r Nicholas Yowngs. Idem
 Not underwritt.

ffor Quietus Est.

Anne Shirtcliffe Admīstrix to th^e Estate of John Shirtcliffe Deceased, Hauing brought into th^e Secretaries office a True Inuentory of th^e s^d Estate, & hath allso payd th^e Debts as far forth as th^e Estate did amount unto, shee doth desyre a quiett discharge, & If any body hath any thing to alleage to th^e Contrary Lett them underwrite. ff. 9^o 166³.

Vnderwritt as followeth.

I am not payd my Debt of Phisition to th^e s^d John Shirtcliffe although due by Order of Court. L Barbier.

ffor a hund^d & odde being due to mee Tho: Bennett uppon th^e acc^t oweing to mee Tho: Bennett.

These are to giue notice to all whom it may Concerne That George Bradshaw, Admīstrato^r of th^e Estate of Thomas Killy demands Quietus Est uppon his s^d Admīstraōn, Hee hauing payd all what th^e s^d Estate was apprayed att. If any one therefore can alleage any thing why hee should not haue his s^d Quietus est graunted him, Lett them underwrite. Nott underwritt.

Idem John Piper Admīstrato^r of th^e Estate of Christopher Carnell
 Not underwritt

Idem ffrancis Armestrong Admīstrato^r &c: of Cornelius Abrams
 Not underwritt

Idem Bridgett Sheale, Admīstrix &c: of Robert Sheale.
 Not underwritt

[p. 216] Idem, Sarah Bowles Admīstrix &c: of Will^m Bowles.
 Not underwritt.

ffbruary 13th Mary Bateman Executrix of th^e Estate of John Bateman De-
 Vid Pet^a fol 101 ceased t^{ds} writt of Attatchm^t uppon th^e Estate of Richard Wright
 218 Deceased.

Writt to sheriffe County Ret. next Prouinciall Court to be
 holden att S^t Maries 5^o Aprill next.

Vid Pet^a fol. 219 Mary Bateman Executrix of John Bateman t^{ds} writt agst. Augus-
 tine Herman

War^t to sheriffe Baltemore County to arrest &c Ret. next Prouin- Liber B B
ciall Court, 5^o Aprill next

Robert King t^{ds} writt of Exequiō a^gst Will^m Greene for 1900^t Vid fol. 88,
Tob, according to order of Court 8th Septemb^r 1663: Besides Dow- & fol. 125.
ble Costs & Dam amounting to 623^t Tob. more.

Writt to sheriffs S^t Maries County according to demand

Bill	1900 ^t	
120 ^t Dowble Damages	240	
Two Attorneys	240	
Attendance	120	
Exeq ⁿ writt	023	

Pope Aluey t^{ds} Exequiō for Judiciall Charges a^gst John Vid fol 199.
Lumbrozo

Writt to th^e sheriffe accordingly

The ffees are

Attorneys ffee	60	
3 dayes attendance	90	
To th ^e Clerk	70	235
To th ^e sheriffe	15	

Thomas Winne t^{ds} writt Exeqⁿ for Judiciall Charges a^gst Pope Vid fol 199.
Aluey

War^t to sheriffe S^t Maries County. 421

The ffees are.

To th^e Clarke

Americiam ^t	050	writt, Pet, & fying.....	039
Nonsuite	150	Record. tre Attorney ord.	
2 dayes attend.....	060	& entry	024
Attorneys ffee	060	writt Exeq ⁿ	023
	<u>320</u>		<u>86</u>
		To th ^e Sheriffe	15

Cap^t James Neale t^{ds} writt exequē a^gst Cap^t Miles Cooke for [p. 217]
Judiciall Charges & ffees, & 15^s in money or a Chest worth 15^s ffbruary

Writt to sheriffe S^t Maries County.

15th
Vid fol. 208.

The Charges are,

1624

My owne attendance w th Boate & 3 hands Ten dayes.....	1200	Vid fol. 219
George Thompsons attendance 10 dayes.....	0300	infra.
	<u>1500</u>	
To th ^e Clerk first writt.....	0023	
Ent. Thompsons depos ⁿ & Summons.....	0039	
Summons Cap ^t ffendall.....	0023	
Sup ^s edeas & 2 entries.....	0039	
	<u>0124</u>	

Liber B B Robert Macklin t̄ds writt exequūon aḡst th^e Estate of Gwy Whyte
 ffebruary & John Bagby, according to an order of Court 9^o ffeb. for 4000^t Tob.
 17th
 Vid fol 164 Writt to sheriffe Caluert County &c:

Vid fol 164 Robert Macklin t̄ds writt exequūon uppon th^e Body of John Beale,
 according to Judgm^t 9^o ffeb. for 3000^t Tob.
 Writt to sheriffe Caluert County accordingly

ffeb. 17th 1663.

This day Came Joseph Aluey & Richard Parslowe, & make Oath
 Vid fol. 163. That that Indenture made th^e second of ffeb. 1663 Betweene Luke
 Barber of th^e one party, & Cap^t Richard Banks & Randall Hanson
 of th^e other party, was Sealed & signed & deliuered in these Depon^{ts}
 presence to th^e s^d Banks & Hanson, to th^e intents specified in th^e s^d
 Indenture

Sworne Before mee
 Charles Caluert

Know all men by these p^rnts that I Will^m Greene of th^e County of
 St^t Maries wthin th^e Prouince of Maryland Plant^r doe bind my selfe
 my heyres Executo^{rs} Adm̄istrato^{rs} & Assignes to pay or cause to bee
 payd unto John Biskoe & Henry Pennington, their heyres, Executo^{rs},
 Adm̄istrato^{rs} or Assignes the iust & full sūme of Three hund^d pownds
 [p. 218] of good sownd merch^{ble} Leafe Tob & cask, to bee well & truly payd
 att or uppon th^e Tenth of Nouemb^r next ensuing th^e date hereof And
 for th^e true p^rformance of th^e s^d sūme of Tob I th^e s^d Greene doe
 bind & make ouer all th^e whole Estate both moueables & immoueables
 w^{ch} are belonging to th^e Childen of Henry Potter Deceased, as all
 th^e Land thereunto belonging: All cattle, all seruants, all howshold
 goods whatsoever, as fflowre head of Cattle, Three seruants, Twenty
 head of hogges, Likewise all th^e whole Estate of th^e s^d Greene & for
 th^e true p^rformance hereof I th^e s^d Will^m Greene haue hereunto sett
 my hand & Seale this 20th of ffebruary 1663.

Sealed Signed & deliuered	The mark X of
in the p ^r nce of us	Will ^m Greene seale
John Metcalfe	
George Reynolds	
bryan daly	

To th^e hon^{ble} th^e Gouverno^r & Councell of th^e Prouince of Maryland
 Vid writt The humble Petⁿ of Mary Bateman Execut^x of John Bateman Esq^r
 fol. 216. Deceased, Sheweth

That Rich: Wright merch^t late Deceased stood indebted unto yo^r
 Pet^{rs} husband by account in th^e sūme of fflowrteene hund^d & fowrty
 ffine pownds of Tob, & nine pownds Ten shillings sterl, That there
 is an Estate of th^e s^d Wrights Lying wthin this Prouince, but noe

Executo^r or Admⁱst^r to represent th^e s^d Estate or answere for it: Liber B B
 By reason of w^{ch} shee can commence noe suite att Law for Recouery
 of her right, And th^e Estate dayly in danger to bee carryed out of th^e
 Prouince, w^{ch} would leaue yo^r Pet^r remedillesse

Yo^r Pet^r therefore humbly prayes th^t eyther shee may haue an
 Attatchm^t graunted agst th^e s^d Estate, or th^t th^e Secretary who is
 Admⁱst^r ex officio, may answere for th^e s^d Estate, & putt yo^r Pet^r
 uppon prooffe of her Debt, That soe shee may haue order for it &
 shee shall pray &c:

To th^e hon^{ble} th^e Gour^r & Councell of the Prouince of Maryland. [p. 219]

The humble Petⁿ of Mary Bateman Executrix of John Bateman
 Esq Deceased, Sheweth

That Augustine Herman stood indebted by account unto yo^r Pet^{rs}
 husband in th^e sume of ffive Thows^d pownds of Tob, & ffive pownds
 sterl. w^{ch} s^d sume th^e s^d Augustine Herman refuses to pay unto yo^r
 Pet^r Wherefore yo^r Pet^r humbly Craues order for speedy paym^t
 thereof, & shee shall pray &c: Vid writt
fol.
216 261
252 271

Cecilius &c: To th^e sheriffe of s^t Maries County Greeting. Whereas
 Cap^t Miles Cooke hath complayned unto Vs, That att a Court held
 att S^t Maries 12th feb. 1663, There passed an Order agst him th^e
 s^d Miles, in an acc^{on} depending betweene himself d^{eft}, & Cap^t James
 Neale p^{tf} for Judiciall Charges W^{ch} s^d Charges were not iustly cast
 up, though attested to bee soe under th^e hand of th^e Clerke of th^e
 Prouinciall Court. ffbruary
25
Vid fol 217.

These are therefore to will & requyre yo^w to forbear to Leauy
 th^t writt of Exequi^{on} directed unto yow, Bearing date th^e ffifteenth
 of this instant in th^e behalfe of Cap^t James Neale, according to an
 order of Our Prouinciall Court th^e 11th instant passed, 'till further
 order from us. Wittnes our Deare Sonne & heyre Charles Caluert
 Esq Our Leiut^t Grall of Our Prouince of Maryland this 25th day of
 february 1663³ Charles Caluert

Christopher Dobson d^{ds} writt agst Will^m Price, & Hannah Price
 formerly Relict to Hugh Lee of S^t Maries Inholder in an acc^{on} of
 Debt to th^e ualue of 8000^l Tob. & Cask. ffbruary
29.

War^t to sheriffe S^t Maries County to arrest &c: Ret next Prouin-
 ciall Court, 5^o Aprilis next. Vide fo: 252

To th^e hon^{ble} th^e Gouverno^r & Councell, &c:

The humble Petⁿ of Christopher Dobson, Sheweth

That uppon th^e 22th Decemb^r 1663, Hannah Price, formerly Relict
 to Hugh Lee late of S^t Maries County Inholder did assume uppon
 herselfe to pay unto yo^r Pet^r th^e sume of 4000^l Tob, wth forfeiture
 of 8000^l Tob. in case th^e s^d 4000^l of Tob. was not payd by th^e 22th

Liber B B day of January 1663, as by Bond past under the s^d Hannahs hand &
 [p. 220] Seale shall more appeare, yett notwthstanding yo^r Pet^r cannot receaue
 satisfaction uppon his s^d Bond, neither from the s^d Hannah nor
 Will^m Price her husband, but makes delays therein. Wherefore yo^r
 Pet^r humbly craues from this hon^{ble} Court an order for the speedy
 paym^t of yo^r Pet^rs Tob, wth Costs & dammages & hee shall pray &c:

March p^o Charles James dds writt agst Henry Woolchurch accōn Case.

War^t to sheriffe Anarundell County to arrest &c: Ret. next Prou:
 Court 5^o Aprill next.

Charles James is pff.

Henry Woolchurch is deft.

The pff declares ags^t the dēft in an accōn of the Case, for th^e
 whereas the dēft by condiōn dated the 18th day of March Año 1661,
 was thereby obliged to bee accountable unto the pff for the one halfe
 part of the profit, w^{ch} one man seruaut of the pffs, mentioned in the
 s^d Condiōn & left by the pff in the dēfts hands or charge, for a cer-
 taine tearme, as in the s^d Condiōn is expressed, may more att large
 appeare, should att his calling gett. But neuer the lesse the dēft con-
 trary to the true intent & iust meaning of the s^d Condiōn, him the
 s^d seruaut att other worke & about other employm^{ts} than the usuall
 employm^t or Trade of the s^d seruaut (w^{ch} the dēft was by Condiōn
 only to keepe him unto) did him the s^d seruaut constraine to worke
 att, & him to his p^ticular ends & profit did conuert, of purpose as
 the pff uerily beleiueth him to defraude of the s^d seruants iust labo^r.
 And the pff hauinge reasonable demand for the time of his s^d seruants
 being soe otherwise employed, w^{ch} if it had not soe bene, his seruaut
 wthout all question, att his owne profession might haue far more
 aduantaged his time. But the dēft hath, & still doth refuse unto the
 pff iust satisfaction to giue in manner as afores^d. Wherefore the
 [p. 221] pff sayth in ffact hee is damnified, for his seruants being otherwise
 employed then as in the afores^d Condiōn is expressed, & for want
 of paym^t for the Considerāon of his time to the ualue of Two Thows^d
 pounds of Tob, All w^{ch} the pff Leaues to the Considerāon of this
 Hon^{ble} Court, & prayeth Judgm^t agst the dēft for his s^d Dammage,
 & Costs of suite, & hee as in duty bownd shall euer pray &c:

March 5th Rob^t Gowland dds writt of Exequiōn agst the Estate of ffrancis
 Bachiler, for 2000^l Tob, according to Judgm^t 9^o Septemb^r Last.

Vid fol. 96. Writt to the sheriffe Charles County to Leauy &c: according to
 Order.

To the Clerke	94 ^l	2109
To the sheriffe	15	

uide fo 253 Margery Battin dds writt agst Thomas Bennett accōn Debt to the
 ualue of 3540^l Tob. & cask.

Writt to Sheriffe S^t Maries County to arrest &c: Ret. next Pro- Liber B B
uinciall Court, 5^o Aprill next

To th^e hon^{ble} th^e Gouverno^r & Councell &c:

The humble Petⁿ of Margery Battin, Sheweth

That Thomas Bennett stands indebted unto yo^r Pet^r as by his Bill appeares, th^e sume of 3540^l Tob. & Cask, for w^{ch} yo^r Pet^r humbly craues yo^r hon^{rs} to graunt her wth Costs & Charge of suite, & shee shall as in duty bownd pray &c:

Josias ffendall Esq^r t^{ds} writt agst Richard fflowke acc^{on} Debt, to Vide fo: 253
th^e ualue of 20^l Sterl.

War^t to sheriffe Charles County to arrest &c: Ret. next Prouin-
ciall Court 5^o Aprill next

To th^e hon^{ble} th^e Gouverno^r & Councell for th^e Prouince of Maryland.

The humble Petⁿ of Josias ffendall Sheweth

That Richard fflowke hauing marryed th^e Widow of Humphrey Haggett of this Prouince late deceased standeth indebted unto yo^r [p. 222]
Pet^r th^e full sume of 20^l sterl, as by an oblig^{on} under th^e hand of th^e s^d Haggett late deceased will appeare. Wherefore yo^r Pet^r humbly Craueth this hon^{ble} Court to graunt him an Order for his afores^d Debt of 20^l Sterl, & hee shall pray &c:

Thomas Smoote t^{ds} writt agst Margery Battin Adm^{ist}rix of Will^m Battin Deceased acc^{on} Debt.

War^t to sheriffe Charles County to arrest &c: Ret. next Prouin-
ciall Court 5^o Aprill next.

To th^e hon^{ble} th^e Gouverno^r & Councell for the Prouince of Maryland.

The humble Petⁿ of Thomas Smoote, Sheweth

Vide fo: 261

That Margery Battin Executrix of her late Deceased husband Will^m Battin hath not as yett payd unto yo^r Pet^r th^e Legacy by th^e afores^d Will^m Battin Deceased gyuen unto th^e Wife & Child of yo^r Pet^r. Wherefore yo^r Pet^r humbly Craueth this hon^{ble} Court th^t they will bee pleased to Graunt him an Order agst th^e afores^d Margery Battin for th^e Legacy as afores^d gyuen by Will^m Battin afores^d, And hee shall as in duty bownd pray &c:

Pope Aluey t^{ds} writt agst James Veitch in an acc^{on} of Case in March 7th
behalf of his Wife Anne Adm^{ist}rix of th^e Estate of her husband John Hammond Deceased.

Warr^t to sheriffe Caluert County to arrest &c: Ret next Prouin-
ciall Court, 5^o Aprill next.

Liber B B To th^e R^t hon^{ble} Charles Caluert Esq^r Leiut^t Gräll of th^e Prouince of Maryland, & the hon^{ble} Councell.

Vide fo: 261 The humble Petⁿ of Pope Aluey, Humbly Sheweth

That whereas James Veitch stood indebted to yo^r Pet^r as Admⁿist^r of John Hammond Deceased for 2000^l of Tob. & Cask for a woman Seru^t & Likewise some other Debt due to th^e Estate wthout th^e s^d James Veitch proues this Debts payd, yo^r Pet^r humbly Craues an Order for his Debt, & yo^r Pet^r shall euer pray &c:

[p. 223]

The Coroners Inquest.

Will ^m Assiter	James Pattison	Peter Mills
Richard Bennett	Robert Ratcliffe	Will ^m Watts
Will ^m Marloe	Will ^m Wood	Richard Shippey
James Martin	John Hunt	Jenkin Morgan

Wee whose names are here aboue written being summoned uppon Our Oath by th^e sheriffe of S^t Maries County, to make Enquiry of th^e Death of Alice Sandford Seruant to Pope Aluey of th^e Prouince of Maryland, The w^{ch} seruant being brought by her s^d Master to M^r Will^m Rosewells howse uppon th^e 29th of ffebruary 1663 dyed wthin halfe an hower after shee was brought into th^e howse. Hauing ueiued th^e Body of th^e afores^d seruant wee fownd noe mortall wound, But th^e Body being beaten to a Jelly, The Intryales being cleare from any inward disease, to th^e best of o^r Judgm^{ts} & the Doctors th^t was wth us, But if it were possible that any Christian could bee beaten to death wth stripes, wee thinke th^e afores^d Seruant was. And this is our Joynt Verdict

W^m Euans Sheriffe

John Besseck aged 22 yeares or thereabouts sworne, & Examined th^e 2^d of March 1663 Sayth

That uppon th^e 29th of ffeb. last past about two howres in th^e night this depon^t heard one hollow in th^e woods, & this Depon^t went to him & when this Depon^t came to th^e place where they were, It was Pope Aluey & a maide Seruant of his, sitting uppon a Tree. This Depon^t asked th^e s^d seruant, if shee would goe in wth him? Shee replyed I understand th^t here is a Christian man come: Take notice that my Master hath killed mee. These words shee spoke before her Master. This Damned whoare sayd Pope, I cannott gett her along noe further then I bast her. The maide asked for water. This depon^t would haue gyuen her some, but hee could find none. Then Pope cutt a Stick, And this Depon^t & Pope leade th^e s^d seruant Ten paces & shee could goe noe further. And Pope swoare hee would make her goe further, & wth that hee tooke up th^e skirt of her wascoate & beate her uppon her naked back. And when hee broaken Three sticks uppon her; The maide to saue th^e blowes of putt up her hand, & th^e s^d Pope sett her hand under his foote & beate her againe. And when hee had

[p. 224]

done hee bid her rise & goe: & shee sayd shee could not goe any further, if shee dyed for it, And shee asked for some water, & this Depon^t fetched her some. And Pope asked her to goe: & shee bid

him goe away, & shee would goe wth this Depon^t, & Pope stepped behind a Tree. And this Depon^t asked her, if shee would goe wth him? And shee replyed that shee was not able to goe. Then this Depon^t called Pope: & Pope asked her againe If shee would goe? shee answered that shee could not goe. Then Pope sware hee would make her goe, & hee beate her againe, & then shee sayd shee would goe, & lifted up her hand: & Wee helped her up. Then this depon^t tooke her uppon his back, & carryed her 'till hee was weary, & sett her downe: & Pope asked her if shee would drink? & shee sayd yes, & hee fetched water in his hatt & gaue her. And this Depon^t tooke her up & carryed her wthin sight of M^r Rosewells Plantaõ, & sett her downe. And when wee had rested a while, Pope asked her if shee would goe? & shee asked how far it was to th^e Plantaõ? & Pope answered hard by; & hee asked her to goe, & shee asked for water: & Pope fetched her some; & wee helped her up, & shee went two or three paces, & could goe noe further, & satt downe. And Pope tooke her by th^e hands & halled her to a Tree. And this Depon^t prayed Pope to lett her alone, & hee would fetch more helpe to carry her into th^e howse. And Pope & this Depon^t went to the howse, & this Depon^t & another Seruant of M^r Roswells named Charles Alexander went forth, & fetched her in uppon a Ladder: & Pope held her from falling, untill wee had brought her into th^e yard: Then Pope lett her goe & shee fell of th^e Ladder. And Pope Lifted her in, & Layd her in th^e Chimney Corner, & gaue her homeney: & shee Lay downe & Cryed out, & Pope tooke her by th^e nose & stopped her breath, And a little while after shee called for water, for th^e Lords sake, & immediately dyed. And Pope lifted up her head, & sayd I thinke really that shee is dead. & further sayth not

Sworne before mee

W^m Euans.

The marke of

John + Bessick.

Charles Alexander aged 22 yeares or thereabouts Sworne & examined th^e 2^d of March 166³/₄ Sayth. [p. 225]

That th^e 29th of ffebruary last past, Pope Aluey & John Bessick came in & left th^e mayde out in th^e woods about halfe a mile of th^e howse. Whereuppon this Depon^t went wth them to fetch her to th^e howse, & Wee brought her uppon a Ladder. And as wee came in th^e yard, shee fell of uppon the grownd, & Pope Aluey tooke her under th^e armes, & halled her into th^e Chimney Corner, & shee cryed out three times: & Pope struck her Three blowes uppon her head wth his hand, & shee cryed out & hee tooke her by th^e nose & Checked her, & then hee tooke a Poringer & tooke up a Poringer of Homenay broath, & hee held her up & opened her mouth wth a payre of Tobacco Tonges, & powred itt in & layd her downe againe, and p^resently hee lifted her her head, & shee was dead. And further sayth not.

Sworne before mee

W^m Euans.

Charles Alexander

Liber B B Cæcilius &c: To th^e High Sheriffe of S^t Maries County Greeting
Whereas uppon a Jury of Enquest made th^e 2^d of March 1663 & now
gyuen into our office, It may bee probably gathered & suspected that
Pope Aluey was cause of th^e Death of Alice Sandfast his seruant

These are therefore to will & requyre yo^w to take th^e Body of th^e
s^d Pope Aluey, & him keepe in safe Custody wthout Bayle or Mayn-
prize, And haue him att Our next Prouinciall Court to bee holden att
S^t Maries 5^o Aprill next, & this Our Witt. Wittnes Our Deare
sonne & heyre &c: Gyuen att S^t Maries 7^o March 1663.

Charles Caluert

March 8th Thomas Taylo^r dds writt agst John Anderton in an accōn of Debt
to th^e ualue of 3000^l Tob. & 30^l barrells of Corne

Vid Pet fol. War^t to sheriffe Caluert County to arrest &c: Ret. next Prouin-
138. ciall Court 5^o Aprill next.

Vid. Pet. Thomas Taylo^r dds writt agst John Anderton in an accōn of Tres-
139 passe to th^e ualue of 12000^l Tob.

War^t to Eund^m Sheriffe &c: Ret. ut supra.

[p. 226] Summons to Eund^m Sheriffe to warne Edward Hoskins & Thomas
Courtney, to testify in ditt. pro Taylo^r in both Causes supra, Sub
pæna 500^l Tob.

Bee it knowne unto all men by these p^rnts, That I Walter Pakes,
for & in Considerāon of a marriage betweene Henry Aspinall, & Mary
th^e eldest Daughter of me Walter Pakes, I th^e s^d Walter Pakes doe
hereby Giue, graunt & confirme to th^e s^d Henry for diuers good con-
siderāons mee mouing thereunto, Three hundred Acres of Land,
knowne by th^e name of S^t Lawrence Neck to him th^e s^d Henry
Asspinall, his heyres, & th^e heyres of th^e afores^d Mary for euer, Pro-
uided th^t if in Case th^e s^d Mary shall dye issuelesse (w^{ch} god forbid)
That then th^e s^d Three hund^d Acres, aboue mentioned, shall bee to
the only use & property of him th^e s^d Henry Aspinall during his
naturall Life, And then to enure & bee to th^e only behoofe of him th^e
s^d Walter Pakes and his heyres, wthout any further trouble or moles-
taōn, as wittnes my hand this 2^d day of March 166³₄

Signed before us

Walter Pakes

Will^m Bretton

John Samways.

To all poeple to whom this p^rnt writing shall come, I Thomas
Cornewalleys of Burnham Thorpe in th^e County of Norfolke Esq^r
send greeting. Know Yee th^t I th^e s^d Thomas Cornewalleys doe
hereby assigne, authorize, make, depute appoynt & constitute my
Louing ffreinds Cap^t Josias ffendall of th^e Prouince of Maryland

Esq^r, M^r Henry Meese of London merch^t, & M^r Robert Slye of Maryland afores^d merch^t, Joyntly, & euery of them seuerally my true & Lawfull Attornyes & Attorney, ffor mee & in my name & steed, & to my use, to aske, demand, sue for, take, Leauy, recouer & receaue, of & from John Abington of Maryland afores^d gentⁿ & of & from all & Euery or any other p^rson or p^rsons whatsoeu^r respectiuey whom it doth or may concerne resyding or being, or which hereafter shall reside or bee att Maryland afores^d & Virginia, or eyther of them, all & Euery or any such Debts Duties, so^me & so^mes of money, Accompts, Reckonings, goods Chattles, dues, & demands whatsoeu^r That are in any Wise due, oweing or comming, payable or belonging to mee th^e s^d Thomas Cornewalleys by or from th^e s^d John Abington, or any other p^rson or p^rsons a^t Maryland or Virginia afores^d or eyther of them, eyther by Bond, Bill, Booke, Accompt, Couen^t or otherwise howsoeuer, And Likewise for mee & in my place & stead to make sale & dispose of all, or any my Lands Tenements goods & Chattles, or any part thereof, w^{ch} doe in any kind belong to mee th^e s^d Thomas Cornewalleys in Maryland & Virginia afores^d or eyther of them, And generally to act mannage doe & p^rforme all & euery, or any other my affayres & businesses whatsoeu^r in Maryland & Virginia afores^d, or eyther of them, as to my s^d Attorneys, Joyntley, or any of them seuerally shall bee thought most & aduantageous for mee th^e s^d Thomas Cornewalleys, Gyuing & by these p^rnts Graunting unto my s^d Attorneys, Joyntly, & to euery of them seuerally my full power & authority touching th^e p^rmises or any part thereof by all Lawfull wayes & meanes whatsoeu^r to doe, say, sue, impleade, prosecute, pursue, seize, sequester, arrest, attatch, distreine, imprison, & to Condepne, & out of prison to deliuer, And to recouer, Receaue, compownd, agree, release & discharge, And one Attorney or more under them, or any of them to substitute, & appoynt, & att their or any of their pleasures to Reuoake, And generally to doe p^rforme & accomplish all & euery or any other Act, matter, thing & things whatsoeu^r, that shall bee meete, needfull or expedient to bee done or p^rformed in or about th^e p^rmises, or any part thereof, to th^e use afores^d, as fully & amply, in all respects, as I my selfe might or could doe th^e same if I were there p^rsnt from time to time att th^e doing thereof, & did th^e same p^rsonally, And whatsoeu^r my s^d Attorneys, Joyntly, or any of them seuerally shall Lawfully doe, or procure to bee done in or about th^e p^rmises or any part thereof, to th^e use afores^d I doe & will ratify, confirme, & allow of th^e same att all times hereafter for euer by these p^rnts, And I doe hereby Reuoake all former power & authority gyuen or graunted by Lⁱfe of Attorney or otherwise to th^e s^d John Abington, or any other p^rson wth th^e Prouince of Maryland afores^d. In wittnes whereof I haue hereunto putt my hand & Seale. Dated th^e Tenth day of Septemb^r Año Dñi 1663. And in

[p. 227]

[p. 228]

Liber B B th^e ffifteenth yeare of the Reigne of Our Souereigne Lord King
Charles the second of England &c: Tho: Cornwaleys

Signed Sealed & Deliuered Seale

in the presence of

Sam: Tilghman

Miles Cooke

Leonard Bates, Sc̄r.

March 12th D^r Luke Barber dds writt Exequuon agst James Lindsey for 605^l
Vid fol. 57: Tob. according to order.

Writt Exequuon to sheriffe Charles County to Leauy &c:

To th^e Clerke 63

To the sheriffe

Vid fol. 157. Summons Ex^t to Hugh Stanley to bring in an acc^t of th^e Estate
of Daniel Goulson, according to order of Court, 9^o ffeb. last/

Talbott
County.
Vid fol. 169. Command ffrancis Armstrong of Caluert County & ffrances his
Wife th^t iustly &c: they keepe wth Richard Preston Jun^r gentⁿ th^e
Couen^t &c: of ffifty Acres of Land, Lying in Talbott County (called
Armstrongs Delight) And likewise th^e Couen^t &c: of Two hund^d
Acres of Land lying in Talbott County as afores^d (called Weeping
Vid. fol. 130. Spring) And lastly th^e Couen^t &c: of Two hund^d Acres more Lying
in Choptanck Riuer in Talbott County, & Conueyed & sold unto th^e s^d
ffrancis Armstrong by Edward Lloyd Esq̄.

Charles Caluert

[p. 229] And th^e agrement is such That th^e s^d ffrancis Armstrong and
ffrances his Wife haue acknowledged th^e s^d Three Parcells of Land,
Contayning in th^e whole, ffowre hund^d & ffifty Acres, wth th^e appur-
teñces to bee th^e right of th^e s^d Richard Preston, as those w^{ch} th^e s^d
Richard hath of th^e gwift of th^e s^d ffrancis & ffrances his Wife. And
th^e same they haue remised & Quitt claymed from them & their heyres,
to th^e afores^d Richard Preston, & his heyres for euer. And further
th^e s^d ffrancis & ffrances haue graunted for them & their heyres, th^t
they will warr^t to th^e afores^d Richard, & his heyres, th^e s^d Three
hund Acres of Land, Contayning ffowre hund^d & ffifty Acres as
afores^d, wth th^e appurteñces agst them th^e s^d ffrancis & ffrances for
euer. And for this Recogniçon, Remission, Quitt, Claime, ffine &
Concord th^e s^d Richard hath gyuen unto th^e s^d ffrancis & ffrances full
satisfaction, wherewth they acknowledge themselues fully & amply
satisfyed & payd.

Taken & acknowledged

att S^t Maries in open

Court th^e 9th of ffebruary 1663.

Will^m Bretton Clk

Know all men by these p^rsents that I william Browne being intended to marry wth Elizebeth Darnell doe before my marryage acknowledge that ther is a black heifer of two yeares old or thereabouts and another red heifer three yeares old and greate wth Calfe both the which heifers I doe acknowledge to bee my daughter in lawes and doe intend to record them in her name they being of her fathers marke the Girles name being Elizebeth Cheroone—

Liber B B
March 14th

Wittnes my hand

Francis Anketill Jn^o Hunt

his **IH** marke

W^m Browne

his **B** marke

January 30th 1663

This day came Raymond Staplefort of Petuxent in the prouince of Maryland merch^t and doth acknowledge that hee hath receaved Sattisfacōn from John Tucker as Concerning a Judgment passed against the said Tucker in the behalfe of the said Staplefort the Last Prouinciall Court for 3170th tob: alleading how that all bussinesses concerning the Same are allready Compounded betwixt them—

uide folio
53: 54
113: 114

Raymund Staplefort

John Nuthall dōs writt ags^t Thomas Dent in an accōn of debt to the uallow of 4279th tob: [p. 230]
March 19th

Warr^t to Sherriffe of S^t Marys County to arrest &^c retū: next Prouinciall Court 5th Aprill next

Summons to ditto Sherriffe to warne W^m Hatton & W^m Price in ditto Causo reī. ut Supra—

To the hon^{ble} Gouverno^r & Councell of the Prouince of Maryland—

The humble pet^{con} of Jn^o Nuthall, Sheweth

That Thomas Dent did uppon the 12th day of Sep^t 1663 assume upon himselfe to pay yo^r pet^r his heires or Assignes on or before the last day of Octob^r 1663 the full & Just Sum of fflowre thowsand two hundred Seauenty & nine pounds of good & Legall tobaccoe wth Caske att One entire paym^t att Some Conuenient place in the County of S^t Marys, as by his Specialty will appeare which said Sum of 4279th tob: the s^d Thomas Dent hath not paid but makes delays therein to yo^r Pet^{rs} greate daīnage. Wherefore hee prayeth Ord^r of this Hon^{ble} Court for Speedy paym^t therein according to the tenor of the Said Specialty wth Costs & daīnages—And as in duty bound hee shall pray &^c

uide folio
251
256
275

March 19th 1663

By Vertue of a Commission to vs Henry Adams & Thomas Mathews of Charles County Gentⁿ to take the deposition of Richard Wattson directed from Philip Caluert Esq bearing date the 13th

Liber B B of February 1663 wee haue taken the said Watsons deposition which is as followeth—

The deposi^{ti}on of Richard Watson aged 41 yeares or thereabouts sworne & examined sayth as followeth

That in the yeare 1660 to the best of my remembrance about the month of August or Septemb^r this deponant being allmost quite darke of sight att that time Richard Dod coming to this Deponants howse bringing something in that did gingell and make a noyse this deponant did aske Richard Dod what hee had brought there wth him Richard Dod replied & sayd it was a bridle & saddle for hee had borrowed Robin Robinses mare to ride to the howse of Thomas Baker and during the time of his stay or aboade att Thomas Bakers the mare did breake and get away from thence and Richard Dod did say that hee had been seeking the mare in the woods & could not finde her but was in hope that the mare was returned to the place where he borrowed her and further sayth not

Juravit Coram nos die decimo nono

Mart in A^o Millesimo Sexcentesimo

Sexagesimo tertio alias Quarto

Henry Adams Thomas Mathewes

[p. 231] Cap^t Miles Cooke dds writt agst Edward West in an acc^on of debt
March 21th to the uallue of 2000th tob:

uide folio 256: 257
258: 259: Warr^t to sherriffe of S^t Marys County to arrest &c. re^t next pro-
260: uinciall Court 5th Aprill ut supra.

To the hon^{ble} Gouverno^r & Councell of the prouince of Maryland, The humble pet^{con} of Miles Cooke sheweth

That Edward West did upon the 13th day of May 1663 assume upon himselfe to pay yo^r pet^r or his Assignes upon th 13th Nouemb^r 1663 the full & Just Sum of two thowsand pounds of good sound merchantable leafe tobacco & Caske as by his Specialty will appeare which said Sum of 2000th tob: the said Edward West hath not paid but makes delayes therein to yo^r pet^{rs} greate da^mage Wherefore hee prayeth Order of this hon^{ble} Court for speedy paym^t therein wth Cost & da^mages And as in Duty bound hee shall pray &c—

uide folio 262 John Sheppard dds writt against Thomas Bennit in an acc^on of
250 debt to the uallue of 1700th tob:—
271

Warrant to Sherriffe of S^t Marys County to arrest &c re^t next prouinciall Court 5th Aprill ut supra

To the hon^{ble} Gouverno^r & Councell of the prouince of Maryland, The humble pet^{con} of Jn^o Sheppard Sheweth

That Thomas Bennitt did upon the 24th day of January 1662 assume upon himselfe to pay yo^r pet^r his heires or Assignes upon the 25th day of March 1663 the full & Just Sum of Seauenteene hundred pounds of good merchantable tobaccoe & Caske as by his Specialty will appeare, which said Sum of 1700th tob: the said Thomas

Bennitt hath not paid but makes delayes therein to yo^r pet^{rs} greate Liber B B
 damage—Wherefore hee prayeth Ord^r of this hon^{ble} Court for Speedy
 paym^t therein wth Cost & damages—And as in duty bound hee shall
 pray &^c—

John Langley t^{ts} writt agst Thomas Wynn in an acc^{on} of debt
 to the uallue of 700^{lb} tob:—

Warr^t to Sherriffe S^t Marys County to arrest &^c ret next prouin-
 ciall Co^{rt} 5th day of Aprill next

To the hon^{ble} Gouverno^r & Councell of the prouince of Maryland, the
 humble pet^{con} of John Langley Sheweth

That Thomas Wynn did uppon the 28th day of Aprill 1663 past
 his Specialty to yo^r pet^r for the paym^t of seauen hundred pounds of
 good Sound merchantable tobaccoe in S^t Marys riuier uppon all de- uide folio
 mands after the next month of Octob^r in 1663 being now past as by 236
 his Specialty will appeare which said su^m of 700^{lb} Tob. the s^d
 Thomas Wynn hath not paid but makes delayes therein to yo^r pet^{rs}
 greate damage—Wherefore hee prayeth Ord^r of this hon^{ble} Court for
 Speedy paym^t therein wth Costs & damages And hee shall pray &^c—

Joseph Hosley t^{ts} writt ags^t Thomas Wilde in an acc^{on} of the [p. 232]
 Case to the uallue of 2000^{lb} tob:

Warr^t to sherriffe of Caluert County to arrest &^c. re^t next prouin- March 21th
 ciall Court 5th Aprill next

Joseph Hosley plaintiffe }
 Tho: Wilde defendant }

The plaintiffe Sues the defend^t in an acc^{on} of the Case for that uide folio
 whereas the plaintiffe some time this winter last past bought of 253
 James Eluer a certaine man Seruant named Samuella Griffin which
 Seruant the defend^t Clandestinely inticed away from the Plaintiffe
 and the said Seruant unjustly does detayne from the plaintiffe though
 the plaintiffe hath often demanded of the defend^t his said Seruant
 Wherefore the plaintiffe sayth in fact hee is dampnified Two thow-
 sand pounds of tobaccoe and therefore humbly Craues of this Hon^{ble}
 Court ord^r to haue his said Seruant wth damages and Costs of suite
 And as in Duty bound hee shall pray &^c—

Daniell Johnson t^{ts} writt ags^t Francis Winde in an acc^{on} of debt
 to the uallue of 14000^{lb} tob:—

Warr^t to sherriffe of Charles County to arrest &^c—re^t next pro-
 uinciall Court 5th Aprill next—

To the hon^{ble} the Gouverno^r & Councell for the prouince of Maryland
 The humble pet^{con} of Dan: Johnson Sheweth

That Francis Winde stands indebted unto yo^r pet^r as by Bond will
 appeare the Su^m of fowreteene thowsand pounds of tobaccoe & Caske

Liber B B for which—Yo^r pet^r humbly craueth yo^r Honno^{rs} to grant him an Ord^r wth Cost & Charge of Suite And hee shall as in duty bound euer pray &c—

uide folio 262 Robert Chysick dds writt ags^t George Beckworth in an accōn of the Case—

Warr^t to Sherriffe of Caluert County to arrest &c retu^rn next prouinciall Court 5th Aprill next

Summons in ditto Causo to warne Geo: Phillips and Joseph Hosley re^ti ut Supra—

Robert Chysick plaintiffe }
George Beckwith defend^t }

[p. 233] Sheweth That whereas George Bickwith did Condi^cion wth your pet^r for three men Seruants and One woman Seruant to make a Cropp and the said Bickwith to finde howsing and dyet and other necessary thinges For the Seruants and yo^r pet^{rs} accomoda^cions yo^r pet^r hath performed his Condi^cions in making of a Crop and yo^r pet^r was engaged Condi^cion to pay unto the said Beckwithe Eleauen thowsand fve hundred pounds of tobaccoe & Caske upon his planta^cion this winter yo^r pet^r is ready to p^rforme his Condi^cion & Contrary to the Condi^cion the said Beckwith hath disposed of yo^r pet^{rs} Crop of tobaccoe & Seaenty barrills of Corne that was wholly due to yo^r pet^r and the s^d Beckwith will not come to noe accompt but hath deprived yo^r pet^r of his whole Liuelyhood both of Corne & tobaccoe that yo^r pet^r is a greate Sufferer—

Now the humble request of yo^r pet^r is that this hon^{ble} Court bee pleased to Order the said Beckwith to returne the whole Cropp of Corne and tobaccoe wth Cost of suite and yo^r pet^r as bound in duty shall euer pray &c—

George Read dds writt against Mary Bateman the Executrix of John Bateman Esq^r deceased in an accōn of the Case to the uallue of 1200th tob:—

uide folio 261 Warrant to Sherriffe Caluert County to arrest &c re^ti next prouinciall Court 5th day Aprill next

George Read plaintiffe }
Mary Bateman the }
Executrix of John }
Bateman defendant }

The plaintiffe Sues the defend^t in an accōn of the Case for that the plaintiffe Sometime in Octob^r last sold the defend^{ts} then husband two steeres which was deliuered his Ouerseer Rob: Perry for the use of the said Bateman, in Considera^cion whereof the said Bateman was to pay unto the plaintiffe the su^m of twelue hundred pounds of tobaccoe which is refused by the defend^t without Ord^r first obtained from this Hon^{ble} Court the which hee humbly Craueth wth Cost of Suite And as in duty bound hee shall pray &c—

John Hawkins ~~th~~^t writt agst James Iolley in an accōn of the Case Liber B B
March 22th
to the uallue of 45436th tob.—

Warr^t to Sherriffe of S^t Marys County to arrest &^c reī next pro-
uinciall Court 5th Aprill next

To the hon^{ble} Gouverno^r & Councell of the prouince of Maryland in uide folio
254: 255.
the Prouinciall Court Setting

The humble pet^{con} of John Hawkins Sheweth

That James Iolley standeth endebted unto yo^r pet^r in the Sum of
ffowrety fiue thowsand fowre hundred thirety & six pounds of to- [p. 234]
bacco & Caske as by an engagm^t und^r the said Iolleys hand and Seale
bearing date the 29th day of August 1663 may more fully appeare,
wherein the s^d Iolley bound ouer all his whole p^rsonall Estate att that
time hee was really possessed with to yo^r pet^r for the true p^rformance
of the said Engagem^t and for the paym^t of the foresaid Sum of
45436th tob: unto yo^r pet^r by or before the last day of Octob^r last
past as by the said Engagmente (rela^con being thereunto had) more
fully it doth and may appeare—

Now soe it is that the said Iolley not hauing Contented or paid
yo^r pet^r the foresaid Sum as is specified in his said Engagem^t or
Couenant yo^r pet^r therefore humbly requesteth this Hon^{ble} Court to
grant him Ord^r that hee bee possessed wth the said Iolleys Estate
according as is men^coned in the said Engagm^t or Couenant as afore-
said to his onely use & behoofe by reason of the said James Iolley his
not performance of his said Engagm^t and Compliance wth yo^r pet^r
according to the true intent and meaning of the s^d Engagm^t or Coue-
nant wth damage & Cost of Suite And yo^r pet^r as in duty bound shall
euer pray &^c—

Mary Bateman the Executrix of John Bateman Esq^r deceased ~~th~~^t writt March 1663
against Nicholas Gwyther in an accōn of the Case uppon As- ^{24th}
sumpsit to the ualew of 1574th tob. to arrest &^c

Warr^t to sherriffe of S^t Marys County retu^r nex pro^{all} Court 5th
Aprill ut supra

To the hon^{ble} Gouverno^r & Councell in Prouinciall Court Assembled uide folio
261
The humble pet^{con} of Mary Bateman Exetrix to John Bateman
Esq^r deceased Sheweth

That Cap^t Nicholas Gwyther of S^t Hieromes in the County of
S^t Marys did in yo^r pet^{rs} husbands life time assume upon himselfe to
pay unto yo^r pet^{rs} the Sum of three hundred and Eight pounds of
tobaccoe for W^m Laurence late of the same place & County for & in
Considera^con of which her said husband did deliuer unto the said
Gwyther One bill from the said Laurence to her said husband for
the payment of the said Sum unto the said John Bateman by the said
Lawrence and further that the said Gwyther did then in her said hus-
bands Life time Seuerall goods receiue from her said husband for

Liber B B which goods together with the said bill hee did assume to pay unto the said Jn^o Bateman the full sum of fiftene hundred Seaenty
 [p. 235] fowre pounds of Tob: Which yet hee hath not paid and still refuseth to pay to the greate damage of yo^r pet^r

Wherefore yo^r pet^r humbly prayes Ord^r of this hon^{ble} board for the said sum of fiftene hundred seaenty fowre pounds of tobaccoe wth damage and Costs of Suite And she shall pray &^c—

A list of seuerall bills and accompts left in the hands and Custody of Thomas Dent in Maryland March the 19th 166³/₄—

	lb tob.
Imp ^r a bill of M ^r John Gittings.....	200
Thomas Wright	860
Thomas Bassett	86
John Wright	357
John Williams	200
Walter Hall	160
W ^m Cole	8308
John Steuens	437
Walter Peake	640
Cap ^t Nicholas Gwyther	1619
William Assiter	594
Peter Lamore & Bro:.....	1800
Ste: Roberts	427
Thomas Hocker	104
William Tettershall	360
Bryan Dayley	714
William Watts	970
Lf ^t Coff: Jarboe	550
Ditto Walter Hall	520
Samuell Neale	1083
Samuell Chapman	626
Philip Caluert Chancello ^r	3368
Mark King	150
Mark Phepo	320
William Browne	458
Geo: p̄ Iudgm ^t acknowledged.....	2452
Thomas Bennet	41
John Morrice	150
Richard Bennet	307
Ch: Lunn	141
M ^r Zach: Wade	370
Thomas Hewes	240

 28612

William Lawrence p̄ Execu^con 10^{lb} ste^r.

M^r John Bateman bill p̄ 417 guild^{rs} 18 sti^{ers}

A further list of what bills more are left in the Custody of
Thomas Dent p̄ M^r William Hollingworth March 24th 1663 Liber B B
[p. 236]

lb tobacco

	Thomas Wynne	612
	M ^r Francis Jackson.....	1100
	M ^{rs} Mary Batten	266
	John Neuill	440
	James Jolly	4898
	M ^{rs} Hannah Lee to William Cole.....	500
	M ^r Thomas Stone	461
	Richard Willan	185
	John Reynolds and Edward West } p̄ bill and accompt	1071
Easterne shoare	{ M ^r John Elzey	1511
	{ Stephen Ellis	145
	{ John Marking	773
	{ John Joanes	375
	{ Peter Carradine	150
	Daniell Deuine	194
	Patrick fforrest	232
	M ^{rs} Valinda Stone p̄ note to R: Stone.....	325
	Gyles Glouer	420
	William Clements	80
	M ^r Gaspar Guerin p̄ bill and accompt.....	561
	ditto M ^{rs} Hannah Lee	1180
	William Palmer to M ^r Rock.....	120
		<hr/> 15599

A Receipt of M^r Nicholas Owens }
for seuerall bills and papers..... }

An Accompt of debts due to M^r Hollingworth—

M ^r John Nuthall p̄ acc ^t	3589
Jenkin Price ut ante.....	40
Stephen Horsey	73
Will ^m Joanes	49
Randell Reuill	108
Thomas Clarke	220
John Sabey	48
Will ^m Williams p̄ bill.....	107
M ^r Thomas Baker	336
M ^r Rob: Henley	31
George Reynolds	159
Marke Blomfeild	89
Daniell White	88
Cap ^t James Neale p̄ bill.....	200
Cap ^t Hugh Oneale	35
John Symonde	122
Wid ^w Martin	60
Richard Russell	146
	<hr/> 5500

Liber B B A list of what tobaccoes are left p̄ M^r Will^m Hollingworth March
[p. 237] the 24th 1663

	32 Att M ^r Thomas Mathewes quart ^r 1	h̄igd q ^t ..	lb tob.	478
att Richard Russells N ^o	30 q ^t	372 nett		
	16....	420 net	}.....	1174
	15....	382 net		
Att M ^r Nicholas Youngs	3 h̄igs q ^t net			
	N ^o 27.....	414	}....	1192
	28.....	371		
	7.....	407		
				2844

2844 The Seuerall bills within men^coned I haue receiued which I promise
5500 to deliuer unto the wthin men^coned M^r William Hollingworth or his
15599 Order or bee Accomptable uppon demand and for what debts p̄ ac-
28612 compt I may receiue; and to giue accmpt of the tobaccoe aboue
52555 men^coned as wittnes my hand this 24th day of March 1663

Tho: Dent

uide folio 262 Know all men by these p^rsents that I Will^m Singleton of Petuxent
plant^r doe Ordaine and appoint James Veach of the same Riuer plant^r
to be my lawfull Attorney to answere all bussinesses or suites at-
tending this Prouinciall Court as wittnes my hand this Second of
Aprill 1664— Will^m Singleton

Teste George Philips

signum

Robert R Chysick

Vide folio 273 Know all men by these p^rsents that I Tobias Horton planter in the
County of Lancaster doe ordaine and appoint my freinde Ellis Cole-
man my true and lawfull Attorney for mee and in my name to arrest
the Body of Thomas Pryer and him to imprison implead or release
uppon the paym^t of a Bill of ffowre hundred pounds of tobacco and
ffowreten armes length of Roanoke and what my Said Attorney Doe
I doe rattifye and Confirme as well as if I were there p^rsent Wittnes
my hand this 22th Decemb^r 1663 the marke of

Testes Henry Shepard

Tobias T H Horton

ffortunatus Sydar.

[p. 238] Know all men by these p^rsents that I Richard Bennitt of Virgeina
merchant doe hereby Alien Sell and Conueigh unto Mary Brasseur
widdow of the Clifts in the prouince of Maryland and to her heires
for euer all my right title and Intrest in that parcell of land on which
she now liues being eleauen hundred and fifty acres more or lesse,
together with all the Stock of Seruants Cattle hoggs and whatsoever

else thereupon or thereunto any wayes belonging or appertayning for Liber B B
 and in Consideraçon of two hundred and twenty hoggsheads of
 tobacco to bee paid according to specialty und^r her hand and Seale
 bearing date with these p^rsents all which land wth the Seruants Cattle
 &^c aforesaid were formerly treated and bargained to bee sold unto
 M^r Benois Brasseur in his life time which became uoid by reason of
 a defect and dislike in relaçon to the said land in point of quantity
 and because hee the said Brasseur neuer had any liuery and Seison
 thereof from mee nor neuer paid any thinge att all to me for it in
 which regard — haue now bargained sold and deliuered the said
 Estate of land &^c unto the aforesaid Mary Brasseur and her heires
 as aforesaid, And doe promise and binde my selfe my heires Exec-
 uto^{rs} and Administrato^{rs} to make such further Conueighance and
 assurance of the p^rmisses as is requisite and as it lyes in my power
 to doe, whensoever the same shall bee demanded or required—

The Seruants name are as followeth (uizt) Thomas Smyth Geo:
 Dauison William Whitehead Thomas ffrost and Sarah a negro
 Woman—

I doe allso hereby giue unto the said widd^w Brasseur full quiett
 possession of the aforesaid land Seruants Cattle hoggs &^c with war-
 rantee agst all or any person or persons whatsoever clayning any
 right thereunto by from or under mee or my heires.

In wittnes whereof I haue hereunto sett my hand & seale the 17th
 day of Aprill 1663 Locus

Sealed Subscribed and
 deliuered in p^rsence of

Richard Bennett Sigilli

Thomas Stirling
 Robert Brasseur

Vppon the backside of a Pattent for One thowsand One hundred
 and fifty acres of land Granted to Richard Bennitt Esq^o bearing date
 the 18th day of August in the Seauen and twentyth yeare of his
 Lordšps Dominion in the yeare of Our Lord God One thowsand Six
 hundred fifty eighte, was this ensueing assignment following (uizt)—

The land belonging unto mee by this Pattent I doe hereby Alien [p. 239]
 Sell make ouer and Conueigh unto Mary Brasseur widdow and her
 heires for euer wth all my right title Intrest and Claime thereunto or
 to any part thereof acknowledging to bee fully Satisfyed Contented
 & paid for the same according to a bill of Sale and a bill Obligatory
 for payment of two hundred and twenty hñgs of tobacco bearinge
 date with this Assignment Wittnes my hand this 17th day of Aprill
 1663 By mee Richard Bennett—

Know all men by these p^rsents that wee Josias Fendall of Mary-
 land Esq^o Henry Meese of London Merchant and Rob^t Slye of
 Maryland Merchant the Attorneys of Thomas Cornewallice of the

Liber B B County of Northfolke in England Esq haue remised Released and for euer quitt claimed and by these p^rsents doe for us Our Executors and Administrato^{rs} and euery of Vs Clearly and Absolutely remise release and for euer quitt claime unto John Abington of Maryland Gentⁿ his Executo^{rs} and Assignes, All and all manner of accōns Causes of accōns Suites Quarrills debts dutyes bonds bills writeings Obligaōns Reckonnings accompts & demands whatsoever which against the said John Abington Euer the s^d Thomas Cornwallice haue had may haue or which his Executo^{rs} or Administrato^{rs} or any of them att any time hereafter shall or may haue for or by reason or meanes of any matter Cause or thing whatsoever from the beginning of the world untill the day of the date of these p^rsents Wittnes our hands and Seales this 4th day of February 1663—

Signed Sealed and deliuered	Josias Fendall	Seale
In the p ^r sence of Vs—	Henry Meese	Seale
William Riston	Robert Slye	Seale
the marke of		
Morgin M Jones		
the marke of		
Nathaniell N Rudd		
William Caluert		
Thomas Gerrard		

Know all men by these p^rsents that I James Jolly of S^t Marys County Inn holder haue nominated Constituted Ordeined and appointed and by these p^rsents doe nominate Constitute Ordeine and appoint Abraham Wattson of the aforesaid County to buy take and receiue all such licquors as hee the said Abraham Wattson shall thinke good and saylable for the s^d Jam: Jolly further I the said James Jolly doe Ordaine the saide Abraham Wattson for mee and in my name to order & dispose of what debt or debts are due to mee In wittnes whereof I haue hereunto sett my hand—

Subscribed in	the marke of
the presence of Vs	James J Jolly
the marke	
W ^m W Price	
Phenias White	

[p. 240] To all to whome these p^rsents shall come I Charles James of London Merchant send Greeting whereas Cācilus Absolute Lord and Proprietary of the prouince of Maryland by letters pattents und^r the Greate Seale of the said prouince bearing date the twentyth day of February In the yeare of Our Lord One thowsand Six hundred ffifty and nine did Grant to George Goldsmyth of the Same prouince plant^r and his heires a parcell of land Called Georgston lying on the East side of Cheseapeake bay as by the s^d pattent relaōn being thereunto

had may more att large appeare, The state and tytle of which said Liber B B
 George Goldsmyth was assigned and Granted to mee by the said
 George Goldsmyth by Indorsment on the back of the said Patten
 dated the Eight and twentyth day of May One thowsand Six hun-
 dred Sixty One in trust for Thomas Godlington of London Mer-
 chant, Now Know yee that I the said Charles James in pursuance and
 p^rformance of the said trust haue granted aliened Conueyed and
 Confirmed and by these p^rsents doe Cleerely and Absolutely grant
 alien Conuey and Confirme to the said Thomas Godlington the said
 parcell of land and all its rights proffitts and bennifitts thereunto
 belonging and all my Estate right title Claime and demand whatso-
 euer of in and to the same, To haue & to Enjoy the said parcell of
 Land and premises wth the rights proffitts and benifitts aforesaid
 To the said Thomas Godlington his heires and Assignes for Euer
 to the only Vse & behoofe of him his heires and Assignes for euer
 to bee by him had and held Clene and free of and from all Acts &
 incumbrances done or Committed by mee or any other Claiming und^r
 mee In wittnes whereof I haue hereunto Sett my hand and Seale
 dated in London the Seauenteenth day of June anno Dom^o 1662, and
 in the 14th year of the Raigne of Our Soueraigne Lord King
 Charles the Second of England &c. Charles James—

Sealed and deliuered in the p^rsence of Geo: King Scriu^r John
 Beedle—

Copia Vera Concordat ad Original Ex^r p̄ nos

George King Scriu^r

Jo: Beedle Seru^t

The aboue men^oned Conueyance was by Charles James brought
 to mee wth request to haue it entred on record

Daniel Jenifer Clarke

Recorde of the Prouinciall Court

[p. 241]

For this Prouince of Maryland Beginning the fue and Twentyth day
 of March 1664

Mary Bateman t^tds writt against James Jolly in an acc^on of the March 26th
 Case uppon Assumpsit as Administratrix to John Bateman Esq^o
 deceased

Warr^t to Sherriffe of S^t Marys County to arrest &c retu^rn next pro-
 uinciall Court 5th Aprill next

To the hon^{ble} the Gouverno^r and Councell in Prouinciall Court
 Assembled

The pet^{con} of Mary Bateman &c Sheweth

Vide folio
 261

That James Jolly of S^t Marys in the County of S^t Marys Inholder,
 a horse with a Saddle of yo^r pet^{rs} husband att or upon the 25th day
 of February 1662 did buy for which horse hee did assume uppon

Liber B B himselfe to pay unto yo^r pet^{rs} husband the Sum of twelue hundred pounds of tobaccoe and Caske that the said horse was uppon 3^d March 1662 by Ord^r in wrytinge from the said James Jolly unto Abraham Wattson deliuered and by him recd: but that the said Sum of twelue hundred pounds of tobaccoe for the said horse due is yet unpaid and that the said Jolley the said Sum as yet refuseth to pay to yo^r pet^{rs} greate damage Wherefore yo^r pet^r humbly prayes Ord^r of this board for the said 1200^{lb} tob: wth damage & Costs of Suite And shee shall pray &c—

Mary Bateman dds writt ags^t Samuell Chew in an accōn of debt to the ualew of 1035^{lb} tob. as Administratrix to John Bateman Esq^r deceased—

Vide folio 271 Warr^t to Sherriffe of Ann Arundell County to arrest &c, returnable next Prouinciall Court 5th Aprill next

To the Hon^{ble} the Gouverno^r and Councell in Prouinciall Court assembled.

The humble pet^{con} of Mary Bateman Exet^{rix} To John Bateman Esq^r deceased, Sheweth

[p. 242] That Samuell Chew of the County of Ann Arundell did by bill bearing date the 14th day of ffebruary 1661 assume uppon himselfe to pay unto Hannah Lee of S^t Marys her heires or Assignes the full Sum of One thowsand thirety fue pounds of tobaccoe in Caske on the 10th day of Octob^r then next following, that the said Hannah Lee uppon the said 14th day of ffebruary 1661, John Bateman Esq^r her true and lawfull Deputy and Assigne irreuocable did Constitute, the said bill from the said Chew as well as others then in his the said Batemans Custody in her name but to his use to aske sue for leauy recouer & receiue &c Now soe it is that yo^r pet^r Executrix to the said John Bateman the said Sum of One thowsand thirety ffue pounds of tob: of the said Chew hath demanded when hee then and still doth refuse to pay to the Greate damage of yo^r Pet^r—

Wherefore yo^r pet^r Craues order of this hon^{ble} Board for the said One thowsand thirety & ffue pounds of tobacco wth damage & Costs of Suite And she shall pray &c

Thomas Winn dds writt ags^t W^m Hollingworth in an accōn of the Case

Warrant to Sherriffe of s^t Marys County to arrest &c Reñ next prou^{ciall} Court 5th Aprill next

Vide folio 262 To the Right Hon^{ble} the Gouverno^r & Councell of this prouince of Maryland

The humble pet^{con} of Thomas Wynne sheweth

That whereas M^r John Hammond late und^r Sherriffe deceased, did a little before his death put into M^r W^m Hollingworths hands 2500^{lb}

tob: as was due to him to Collect for the Countreyes use and did as- Liber B B
 signe him the Hollingworth to pay the same for the use of M^{rs}
 Hannah Lee, which the said Hollingworth accepted of and promised
 to doe for all which tobacco the said Hollingworth would giue noe
 receipts for untill that hee had receiued the tobacco from the Seuerall
 parties where the same was due as yo^r pet^r will make appeare.

Now soe it is that in the interim before all this tobaccoe Could
 bee paid or receiued M^r Hammond dying and M^r Hollingworth tak-
 ing hold of that Occasion did receiue the tobacco and did after
 refuse to giue an accompt thereof to M^r Richard Willan who after
 M^r Hammonds decease demanded an accompt of him neither would
 hee discount or pay the tob: to M^{rs} Lee, as hee ought and promised
 to doe but receiuing all the tobacco assigned by M^r Hammond as
 aforesaid, and after his death brings in an accompt whereby hee
 makes M^r Hamond indebted to him and for Hammonds owne pe-
 ticular use, And soe defrauds M^r Willan of the Leauy tobaccoe soe
 that the said M^r Willan was Compelled by Ord^r of Court to satisfye
 M^{rs} Lee out of his owne Estate the aforesaid tobacco—

The p^rmisses Considered yo^r pet^r humbly Craues Order of this
 Hon^{ble} Court ags^t the said Hollingworth for the said 2500th tob:
 wth Cost of Suite and yo^r pet^r shall pray &c.

Know all men by these p^rsents that I Francis Armstrong of Mary- [p. 243]
 land Gentⁿ Doe Owe and Stand indebted unto Samuel Tilghman
 Comānd^r of the Good Shipe Goulden ffortune of London his heires
 Executo^{rs} Administrato^{rs} or Assignes the full and Just Sum^e: of two
 and twenty thowsand Pounds of Tobaccoe wth Caske, To bee paid
 unto the said Samuell Tilghman his heires Executors Administrato^{rs}
 or Assignes to the which paym^t well & truely to bee made I binde mee
 my heires Executo^{rs} & Administrato^{rs} firmly by these p^rsents, Sealed
 wth my Seale and Dated this 7th day of Aprill 1664

The Condi^con of this Obliga^con is such, That if the aboue bounden
 Francis Armstrong his heires Executo^{rs} Administrato^{rs} or Assignes
 doe well and truely pay or Cause to bee paid unto the aboue named
 Samuell Tilghman his heires Executo^{rs} Administrato^{rs} or Assignes
 the Sum^e of Eleauen Thousand pounds of tobaccoe wth Caske in
 manner and forme following, That is to say Three Thowsand pounds
 of tobaccoe thereof att or uppon the tenth day of Octob^r next ensue-
 ing, fiue and twenty hundred pnds of tobacco more thereof on the
 tenth day of Octob^r in the yeare 1665, Three thowsand pounds of
 tobacco more thereof on the tenth of Octob^r In the yeare 1666, fiue
 & twenty hundred pownds of tobaccoe more in Compleating the said
 Sum^e of Eleauen Thowsand on the tenth of Octob^r 1667, Then this Vide folio
 Obliga^con to bee uoid otherwise that it shall and may bee Lawfull 244
 for the said Cap^t Tilghman, his heires or Assignes to take the beni-
 fitt of the abouesaid Obliga^con or else to Re-enter on a parcell of

Liber B B land of One thowsand acres sold by the said Tilghman to the abouesaid Armstrong, Lying in Tredauen Creeke in Choptanck riuer, and from the said Land to Euict all possessors whatsoeuer and the same to hould as the said Tilghmans proper and Sole Estate

Sealed & deliuered after the
interlining of the word
(hundred) betweene the 7th
& 8th line of the Condiçion
in the p^rsence of Vs—
William Price
William Groome

his
ffrancis ff A Armstrong
Marke Locus
sigilli

The said payments of Eleauen
Thowsande pounds of tobaccoe
to bee made (to M^r Tilghman)
uppon my owne plantaçon where
I now dwell uppon the Clifts in
Caluert County

The interlining wth the abouesaid latter Clause wth the obligaçon it's selfe was acknowledged by the abouesaid ffrancis Armstrong to the said Cap^t Samuell Tilgman as his Act and deede with request of them both that it might bee Recorded—

By mee
Daniell Jenifer C^{tk}

27 $\frac{3}{m}$ 64

[p. 244] Know all men by these p^rsents that I Samuell Tilghman Co^mand^r of the shipe Goulden ffortune of London for and in Consideraçon of the Sume of Eleauen Thowsand pownds of Tobacco & Caske to mee by Francis Armstrong of Maryland Gent^r to bee paid according to the tenor of an Obligaçon und^r the said Armstrongs hand and Seale bearing date wth these p^rsents, haue bargained Sold aliened assigned and Sett ouer and by these p^rsents doe for mee my heires Executo^{rs} Administrato^{rs} and Assignes, bargainne sell alien Assigne and Sett ouer unto the said Francis Armstrong his heires and Assignes, One thowsand acres of land Commonly knowne and Called by the name of Tilghmans Fortune (According to Pattent Granted mee for the same) Scituate lying and being in Tredauen Creeke in Choptancke Riuer att the head of the westerne branch of the said Creeke To haue & to hould the said land and p^rmises wth & singular Rights priuiledges and Appurtenances unto the s^d Armstronge his heires and Assignes for euer wth warrantee against all and all manner of Claimes or demānds by from or und^r mee my heires Executo^{rs} or Administrato^{rs} or by from or und^r our or any of Our procurem^{ts} hereby promising to saue defend and keepe harmlesse the said Armstrong his heires and assignes, of and from all and all manner of Charges Rents Mortgages Sales Grants Arreages of Rents or

Vide folio
243

former incumbrances whatsoever Further promising and Oblieging Liber B B
my selfe heires Executo^{rs} and Administrato^{rs} att the request Cost
and Charge of the said Armstrong to make such further assurance
or assurances for the said land as his Councill in the law shall him
thereto aduize. In wittnes whereof I the said Samuell Tilghman
haue hereto put my hand and Seale this 7th day of Aprill 1664—

Signed Sealed & deliuered
in the p^rsence of Vs—
Will^m Price
Will^m Groome.

Sam^l Tilghman Locus
sigilli

A list of what Bills are left in the handes of Cap^t Sampson War-
ing by Thomas Elwes for the Vse of M^r Christopher Johnson of
London Merchant The 27th day of Aprill 1664

	lb tob.
Cornelius Regons bill	800
Thomas Billingsley	820
Richard Wells Jun ^r	641
James Shacklady	2118
Tobyah Milles	7040
James Varlye	725

12144

Henry Mitchell	1836
Edward Taylor Merriday Joanes.....	1390
Edward Hayward	750
George Whittle	1458
Hatton Bonde	1300
Robert Harwood	336
Markes Clare	885
William Simpson	1380
James Humes	6330
John Cobreth	2828
Nicholas Mace	198
John Edmunds	2320
Thomas Skillington	3929
John Stansbye	3923
Nicholas Carre	1808
Francis Hutchins	3964
Francis Parrott	2829
John Gary	2937
Peter Sharpe	4459
Jn ^o Russell	603
Stephen Benston	1201
Robert Highte	4420

[p. 245]

Liber B B	Walter Carre	4913
	John Tiller	643
	James Gillsthorpe	532
	Francis Chalke	2500
	John Taunye	3245
	William Hunt	3900
	Richard Freeman	645
	John Little	5826
	Thomas Sprigg	1069
	William Berry	1491
	Francis Armstrong John Edmunds.....	1358
	Geo: Peake	4228
	James Thompson	520
	Thomas Manning	374
	Will ^m Kent	2472
	Henry Kent Sen ^r	3599
	Henry Kent Jun ^r	2314
	Richard Startlings	490
	Thomas Martin	1410
	Ant ^o Gongo George Simmons.....	1913
	Henry Robinson	3348
	Jn ^o Leitch	1609
	George Blackatar	2100

 113727

[p. 246]	William Irelands bill	399
	Nicholas Hammond	880
	William Shars	495
	Thomas Tuffye	360
	Edward Varringe	416
	Robert Towse	443
	Griffin George	69
	Francis Billingsley	100
	William Islingworth	542
	Richard Smyth	393
	John Painter	2046
	Adam Staueley	1870
	Richard Younge	1200
	Grauill Rowse	285
	Sampson Waring	7000
	broug ^t from the other side.....	113727

 130225

A note of what Goodes are left in the Country

Liber B B

4 Cloth wastcoats att 11 ^s 6 ^d	£2: 6: 0
3 Stuff wastcoats att 8 ^s 6 ^d	£1: 5: 6
3 paire of woollen hose att 2 ^s 2 ^d	£1: 6: 6
22 paire of woollen hose att 12 ^d	£1: 2: —
10 paire of women shooes att 2 ^s 6 ^d	£1: 5: —
1 paire of falls att 3 ^s 4 ^d	£1: 3: 4
$\frac{3}{4}$ of Searing Candell	£1: 1: 2
6 yards of Cotton att 22 ^d	£1: 11: —
1 paire of Curtaines and Vallaines.....	£1: 6: 6
$3\frac{1}{4}$ of Cullerd thread att 2 ^s 8 ^d	£1: 10: —
One Greate Chest	£1: 15: —
	<hr/>
	£9: 12: —
	<hr/>

James Jolly dds summons for Richard Smyth in Causo of Mary 26th
 Bateman the Executrix of John Bateman v ditto Jolly ut fo: 241— uide folio
 Summons to sherriffe of Caluert County re^t 5 Apr: next. 241: 261

Reymond Staplefort dds writt ag^t John Bayley in an accōn of the Vide folio
 Case to the uallue of 15000th tob:— 253

Warr^t to sherriffe of Caluert County to arrest &c. re^t next pro^{all}
 Court 5th Aprill next

To the hon^{ble} the Gouverno^r and Councell of the Prouince of
 Marylande

The humble pet^{con} of Reymund Staplefort Sheweth

That whereas by a Contract made betweene yo^r pet^r and John [p. 247]
 Bayley Merc^t the 15th March 1663 the said John Bayley did agree to
 allow yo^r pet^r fiftene thowsand pounds of tobaccoe and Caske for
 yo^r pet^{rs} halfe part of a Barque named the Prouidence of the which
 said Barque yo^r pet^r and the said Bayley were Co-partners—

Now soe it is that the said Bayley being ready to departe the
 Prouince wth the said Barque doth utterly refuse to p^rforme the
 abouesaid agreement made wth yo^r pet^r to yo^r pet^{rs} greate damage
 and hinderance

The Premisses considered yo^r pet^r humbly Craueth that the said
 Bayley may bee Compell'd by this Hon^{ble} Court to giue yo^r pet^r Suffi-
 cient Security for the paym^t of the abouesaid fifttene thowsand
 Pounds of Tobaccoe wth Cost of Suite And hee shall pray &c—

Summons to sherriffe of S^t Marys County in ditto Causo to warne
 John Hawkins—

Ditto to sherriffe of Caluert County to warne Thomas Wells and
 William Willkinson in ditto Causo on behalfe of th^e p^t:

Liber B B John Bayley \ddot{t} ds writt ag^t Reymond Staplefort in an acc^{on} of the
29th Case to the uallue of 5000^{lb} tob:—

Warr^t to sherriffe of Caluert County to arrest &c. reⁱ next pro^{all}
Court 5th Aprill next—

Vide folio To the hon^{ble} Gouverno^r and Councell Setting in the pro^{all} Courte

253 The humble pet^{con} of Jn^o Bayley Sheweth

That ther is an accompt depending betweene yo^r pet^r & Reymond Staplefort yo^r pet^r being much in disburse for the Vessell & planta^{on} both att Petuxent of either yo^r pet^r being Interested wth Seuerall other disbursm^{ts} betweene yo^r pet^r and the said Staplefort to the uallue of 16000^{lb} tob: and uppon Ballance of the said Accompt hee stands indebted to yo^r pet^r 4000^{lb} tob: & upwards but the said Staplefort will not Come to any Accompt nor haue the Bussiness Arbitrated which hath often been in agita^{on} soe to doe and bonds to that purpose drawne and allwayes put of wth delays to yo^r pet^{rs} greate damage—

Wherefore hee humbly craueth Ord^r of this Hon^{ble} boarde for redresse herein and that a period might bee put to the said Accompt and as in Duty bound hee shall pray &c.

[p. 248] Summons to Sherriffe of Caluert County to warne Francis Antill John Anderton John Hawkins and Thomas Mather, to testifie in ditto Causo of John Bayley subpeena 500^{lb} tob: each p^rson reⁱ 5th Aprill ut Supra—

uide 237 John Pitt p^r Attornat George Beckwith \ddot{t} ds writt against William
and 248 Singleton in an acc^{on} of Debt to the uallue of 3400^{lb} tob:—

Warr^t to Sherriffe of Caluert County to arrest &c. reⁱ next pro^{all}
Court 5th Aprill next

To the hon^{ble} the Gouverno^r & Councell of Maryland.

The humble pet^{con} of George Beckwith the Attorney of John Pitt sheweth

That W^m Singleton standeth endedbted unto Jn^o Pitt in the Sum^e of 2000^{lb} tob: as by his Bill will appeare Besides 1400^{lb} tob: more upon Accompt all which the Said Singleton refuseth to pay to yo^r pet^r hee being the Said John Pitts Attorney Hee humbly therefore Craueth this hon^{ble} Court to grant him Order for his said debt of 3400^{lb} tob: wth Charges and Coste of Suite And hee shall pray &c.

Aprill first Summons to sherriffe of Caluert County to warne Thomas Darling
Vide folio and William Witch to testefye in Causo betweene Joseph Hosley
232 253 and Thomas Wilde su^bpena 500^{lb} tob: each p^rson upon nonappear-
ance reⁱ 5th Aprill instant—


Know all men by these p^rsents that I Ann Wright the Relict and Liber B B
 Administratrix of Richard Wright Gentⁿ late deceased Doe hereby
 Constitute Ordaine and appointe M^r Nicholas Spencer my true and
 lawfull Attorney for me and in my name to answere the Complaint
 of M^{rs} Mary Bateman of the prouince of Maryland and likewise to uide fo: 268
 answere the Complaint of any p^rson or p^rsons of the Said prouince,
 Giuing and Granting unto my said Attorney as full power and Au-
 thority as may or Cann bee giuen unto any Attorney, & whatso^r this
 my s^d Attorney shall hereby Lawfully Act or doe I doe hereby ratifye
 and Confirme to bee as full and effectuell as if I was there p^rsent in
 wittnes whereof I haue here Sett my hand Aprill the second 1664

Ann Wright

Signed and deliuered in the presence of John Mottrom and Jn^o
 Lewling

This Indenture made the 26th of Nouemb^r 1663 And in the 15th [p. 249]
 yeare of the raigne of Our Soueraigne Lord King Charles &^c, Be-
 tweene Katherne Starkee of the One part party and Joseph Hooper,
 on the other party Wittnessest that the s^d Katherne Starkee, doth
 hereby Couenant promise and grant to and wth the said Henry
 Hooper his Executors and Assignes from the day of the date hereof
 untill his first and next arriual in Virgenia or Maryland and after
 for and during the tearme of foure yeares to serue in such Seruice
 and employ^t as hee the said Joseph Hooper or his Assignes shall
 there imploy according to the Custome of the like kind in Considera-
 tion whereof the said Joseph Hooper doth doth Couenant and Grant
 to and wth the said Katherne Starkee to pay for his passinge and to
 find and allow her meate drinke appearell and Lodging wth other
 necessarys during the said tearme and att the end of the said tearme
 to pay unto her One whole yeares prouisione wth double apparell ac-
 cording to the Custome of the Country in the like kinde In wittnes
 whereof the parties aboue men^oned to the said Indentures haue
 interchangeably sett their handes and seales the day and yeare aboue
 written

Sealed and deliuered

Joseph  Hooper

Locus

In the p^rsence of

sigilli


Curtis Fletcher

John Langley

Know all men by these p^rsents that I Mary Gordian th^e Relict of
 Daniell Gordian of Charles County in the prouince of Maryland
 Plant^r doe hereby Constitute Ordaine and Appoint my trusty and
 wellbeloued ffreinde George Thompson of the said County and
 Prouince Gentⁿ my true and lawfull Attorneye totally to manadge
 that small Estate that is fallen unto mee by the decease of my afore-
 said Dearely beloued husband giuing and hereby granting my full

Liber B B power and lawfull Authority touching and Concerning his Proceed-
ings in or about the p^rmisses as fully largely and Amply as I my
Selfe might or Could haue if p^rsonally there p^rsent Giuing and hereby
Granting unto my Said Attorney full power and Lawfull Authority
to Constitute Ordaine and appoint One or more Attorneys und^r him
and them att his will and pleasure againe to reuoke Ratifying and
allowing and holding firme and Stable all and whatsoeuer my Said
Attorney shall doe or Cause to bee done in or about the p^rmisses as
wittnes this my hand this 4th October 1663


Testes William Codwell

his  marke

John Cane

his X marke

Mary Gordian

her  marke


[p. 250]

March the 7th day anno 1663

Bee it knowne unto all men by these p^rsents that I Cuthbert ffen-
wicke of Petuxent Riuer in the prouince of Maryland Gentⁿ doe by
these p^rsents acknowledge to haue receiued of Coff: Will^m Euans
of the Prouince aforesaid the Just Sume of One thowsand pounds
of tobaccoe in Caske for the Vse of M^r George Reynolds, and is in
full discharg'd of a Judgment Confest by the said Reynolds unto
the Estate of William Thompson deceased in Considera^on of One
hundred acres of land that the said Reynolds did purchase of the
said Thompson in his life time and I the said Cuthbert ffenwicke doe
by these p^rsents acquitt Exonerate and discharge the said George
Reynolds from the said Judgm^t soe Confest, unto the Estate of the
said Thompson for the said hundred acres of land soe purchast of
the s^d Thompson as wittnes my hand the day & yeare aboue written—

Testes Thomas Gibson

Cuth: ffenwick

his  marke

W^m Jolly

Know all men by these p^rsents that I Will^m Thompson doe by and
with the Consent of my wellbeloued wife Mary Thompson sell &
make ouer from Vs o^r heires Executors and Assignes all that parcell
of land lying betwixt M^r Will^m Bretton and Geo: Reynolds on Bret-
tons Bay for euer unto the said George Reynolds his heires Executo^rs
and Assignes to haue and to hould the same for euer and doe warr^t
the sayle hereof against any lawfull or Just Clayme of any p^rson or
p^rsons whatsoeuer & will acknowledge upon Demand the sayle hereof
in Court in wittnes whereof Wee haue here sett our handes this 10th
of Nouemb^r 1659—

Testes Thomas Elstone

Will: Thompson

Mary Thompson

Know all men by these p^rsents that I John Shepart Marriner doe Liber B B
 hereby depute & appoint my Louing freinde Daniell Jenifer my true
 and Lawfull Attorney to prosecute recouer and receiue according to Vide folio
 Law of Thomas Bennitt the Summe of seauenteene hundred pounds of 231
 tobacco by specialty und^r the said Bennitts hand allowing and ratify- 262
 ing what my said Attorney shall doe and Act in the p^rmisses in witt-
 nes whereof I haue hereunto Sett my hand and Seale the second Ap^r
 1664 John Shepart—

Wittnes Alexand^r Driuer
 Robert Peirce

This Bill bindeth mee Thomas Bennitt of the Herring Creeke in [p. 251]
 the County of S^t Marys my heires Executo^{rs} Administrato^{rs} or As-
 signes to pay or Cause to bee paid unto John Shepart marrin^r to
 his heires Executo^{rs} Administrat^{rs} or Assignes the full & Just Summe
 of Seauenteene hundred pounds of good & Merchantable Tobaccoc Vide folio
 and Caske to bee paid att or uppon the 25th day of March next ensue- 231
 ing the date hereof as wittnes my hand this twenty ffowrth day of 250
 January 1662 262
Tho: Bennitt

Testes Hen: Hyde
 John Helme

Bee it knowne unto all men by theis p^rsents that I Jn^o Nuthall of
 S^t Marys County Merchant Doe hereby Constitute depute and in my
 steed and place Ordaine my Louing and Trusty freinde M^r Daniel
 Jenifer of the said place my true and Lawfull Attorney to aske,
 demand, recouer & receiue all such debts or dues as may appeare to
 bee due unto mee the said John Nuthuall from any p^rson or p^rsons
 whatsoever Giuen my said Attorney full power to doe and Act in
 the p^rmisses in all respects, and according to all intents and purposes
 of the law for the Recouery of my due rights as if I my selfe were
 p^rsonally p^rsent in wittnes whereof I haue hereunto Sett my hand
 this 19th day of March 1663 John Nuthall

Signed and Deliuered
 In the p^rsence of us
 Wm Wm^s
 Jn^o Reed

This Bill bindeth mee Thomas Dent of S^t Marys County in Mary-
 land Merchant my heires Executo^{rs} and Administrato^{rs} to pay or
 Cause to bee paid unto John Nuthall of the said place also Merc^{ht}
 his heires Executo^{rs} Administrato^{rs} or Assignes the full and Iust uide folio
 Summe of ffowre Thowsand Two hundred Seauenty & nine pounds of 230
 good and Legall Tobaccoc wth Caske att One intire paym^t att some 256
 Conuenient place in the said County On or before the last day of 276
 Octob^r now next ensuing as wittnes my hand this twelfe day of
 Sep^r anno Domini 1663 Tho Dent

Testes William Hatton
 Will^m Price.

Liber B B To the hon^{ble} Governo^r & Councell of Maryland

The humble pet^{con} of Geo: Beckwith the Attorney of Jn^o Pitt
Sheweth

That William Singleton standeth indebted unto Jn^o Pitt in the
vide fo: 237 Some of 2000^{lb} tob: as by his bill will appeare besides 1400^{lb} tob:
248 more uppon accompt all which the said Singleton refuseth to pay to
262 yo^r pet^r Hee humbly therefore Craueth this hon^{ble} Court to grant
him Order for his said debt of 3400^{lb} tob: wth Charge & Cost of
Suite & he shall pray

[p. 252] Att a Prouinciall Court held att S^t Marys on Tuesday the
5th Aprill 1664

P^rsent Charles Caluert Esq^o Governo^r } Baker Brooke Esq^o Councello^r
Henry Sewall Esq^o Secretary }

John Ewens p^{tf} : } Retracted
Tho: Billingsley dēft }

Peter Joy & Jn^o Mirth p^{ts} } the p^{ts} pet^{con} being read ut est in folio
Hugh Standley defend^t } 115 and the Coppy of the will of
vide fol: Daniel Goulson produc'd in Court by Hugh Standley but Alleadg'd
115 by the defend^{ts} that it is not a true will, Ordered that this Cause bee
157 respited till the next Prouinciall Court, untill the Chancello^r of this
228 prouince and M^r Henry Cowrsey then Judge in the testamentary
Causes when this will was proued bee p^rsent in Court

Francis Gunby p^{tf} } The defend^t not appearing, Ordered that a Sum-
Rich^d Deau^r def^t } mons bee sent up by Cap^t Will^m Burges to
Vide fo: 144 Summons Rich^d Deauer against the next Prouinciall Court then to
190 appeare and Set out uppon Oath the Condiçons betweene him and
Francis Gunby upon w^{ch} the said Francis Came into this Country
and uppon what tearmes the said Gunby became bound to th^e said
Deauor

Vide folio Symond Carpent^r p^{tf} } this Cause respited till tomorrow
149 Mary Bateman the } morning
195 Exe^{trix} of Jn^o Bateman dēft }

Vide fo: 208 Thomas Dent p^{tf} } This Cause respited ut supra att the instance of
209 Ant^o Griffen dēft } both p^rsons

Vide fo: 216 Mary Bateman p^{tf} } no returne made by the sherriffe of Balte-
219: 261. Aug^o Herman defend^t } more County—
271

Vide fo: 219 Christopher Dobson P^{tf}f } retracted—
W^m and Hannah Price def^{ts} }

Charles James p^t } Neither party appearing the Cause is dis- Liber B B
 Hen: Woollchurch defe^t } mist wth an Amerciam^t to the plaintiffe Vide fo: 220
 according to Act of Assembly—

Robert Robins p^t } Ordred that this Cause bee dismiss the writt
 Rich^d Dodd defe^t } being irregularly serud & not appearing uppon
 Record And that a new writt issue to warne the defend^t to appeare Vide fo:
 att the next Prouinciall Court according to that Declaracon or pet^{con} 149: 161:
 formerly entred in folio 149, and uppon the Bussiness now in Court 256: 257
 tis Ordred by the Board that both plantiffe and defend^t to pay there 258: 259:
 Owne Charges— 260

Joseph Hosley plaint^f } the p^t sues as in his declaracon in folio 232 [p. 253]
 Tho^m Wilde defend^t } the d^eft put's his Answer in writeing (uiz^t)

To which I plead not Guilty & desires the proofoe of the declaracon
 Tho Wylde—

Att the request of the p^t James Eluard being Summon'd as wittnes
 and refusing to giue testimony uppon Oath is fined by the Court
 500th tob: according to the Act in that behalfe Prouidinge Sum- uide folio
 mons issued in Co^rt to warne Francis Armstrong to testifie in ditto 232
 Causo on behalfe of the plaintiffe.

Francis Armestrong depos'd in Court, not able to alleadge any
 thinge in the platfs Cause whereto hee was required and therefore
 dismiss. The p^t not prouing his declaracon, the defendant Craues
 Non-suite which is granted by the board wth Cost of Suite and an
 Amerciam^t to the plaint^f according to Act of Assembly

Margery Battin p^t } The writt not d^ed to the Sherriffe Ordered uide fo: 221
 Thomas Bennitt d^eft } that the Cause be dismiss

Josias ffendall p^t } The plaintiffe sues as in his declaracon folio 221
 Rich: ffowke defe^t } The defend^t by his Attorney Abraham Rowse
 Confesseth Judgment, wth an Amerciam^t to the defend^t according uide fo: 221
 to Act of Assembly—

Know all men by theis p^rsents that I Richard ffowke who maryed
 the wid^w of Humphrey Haggett deceased doe Constitute and appoint
 my louing freinde M^r Abraham Rowse my true and lawfull Attor-
 ney for mee and in my name to Confesse Judgm^t unto Cap^t Josias
 ffendall Esq^r for twenty poundes sterling which is due to the foresaid
 Cap^t ffendall by Bill of Humphrey Haggett deceased and I doe rat-
 tifye & Confirme what my said Attorney shall doe as if I were p^rson-
 ally p^rsent as wittnes my hand and Seale this 31th March 1664—

Signed Sealed & deliuered

Richard ffowke

In the p^rsence of Vs

Henry Audred

the marke of

Thomas  Abbott

Liber B B Reymund Staplefort p^{lf} } Retracted wth Amerciam^t to the p^{lt}, ac-
 Vide folio John Bayley defend^t } cording to Act of Assembly
 246

Vide folio Jn^o Bayley p^{lf} } Retracted ut supra wth Amerciam^t ut
 247 Reymond Staplefort dēft } supra

The Court adjourns for an hour and halfe

[p. 254] Whereas Thomas Wynne entred into recognizance of 10th and
 Henry Aspinall his Security for 5th (hauing the peace sworne against
 him by Adam Head) to keepe his Lordšps peace to all the people of
 this Prouince and make his p^rsonall appearance att this prouin^{all}
 Court
 Vide fo: 256: 264

Ordered that the said Wynne haue his said Bond deliuered up noe
 p^rson appearing to Object any thinge against him

John Hawkins p^{lt} } The Plaintiffe Sues as in pet^{con} in folio 233
 James Jolly defend^t } The defend^t puts in his Answer (uizt)

To the Gouverno^r and Councill of the prouince of Maryland in the
 prou^{all} Court setting

The Answer of James Jolly to the Declaracon of John Hawkins

Whereas the said Hawkins declares that I James Jolley stands
 indebted to him in the Sumē of ffowrety ffine thowsand ffowre hun-
 dred thirety and Six pounds of Tobbacco, the which I Acknowledge
 to bee in part due onely some Eight or nine Thowsand pounds of
 tobacco Receiued by him in part of Sattisfaccōn which shall p^rfectly
 make appeare, And hauinge neuer denyed to make any Reasonable
 sattisfaccōn (Tobacco falling short) I humbly Conceiue the Riguor
 of my Bond stands not good in Law And therefore Humbly Craue
 I may haue the priuiledge of a Subject, and shall referre my Selve to
 Justice and Equity, And pray for your Prosperity &^c
 Vide folio 233

The defend^t produc'd receipt that hee had discharg'd in part of his
 obligacōn to the p^{lt} the sume of 6251th tob: and one maide Seruant
 by name Debory Webb deliuered the p^{lt} for 2000th tob: more in part
 of paym^t—

Perciuall Reed aged 31 yeares or thereabouts sayth that this de-
 ponant was Setting in the Kittchin and heard John Hawkins say to
 Debory, Speake to yo^r Dame and giue her high words that will bee
 the way to make her Sell yo^w, yes sayth Debory I will giue her all
 the bad language I Cann to gett Cleare of her, and on Satterday last
 was Seauennight this Deponant went with the said Debory to the
 Shoomakers and soe she was Sent for wth all speed to goe away wth
 M^r Armstrong to the Easterne shore and I my selfe sett her on board
 And further this Deponant sayth not

Sworne in Open Court

Daniel Jenifer

John Cooper aged 24 yeares or thereabouts sayth

Liber B B
[p. 255]

That Debory Webb was sent away by John Hawkins Order by Mathew Armstrong to the Easterne Shore as a Seruant belonging to the said Hawkins and further sayth not—

Sworne in Open Court

Daniel Jenifer

Delivered in the Court by the plaintiffe—

An account of Damages wth Cost and Charge of Jn^o Hawkins since the last day of Octob^r 1663—

It. the hyre of slooppe and mens hyre att 1000 th of tobacco	
p̄ month	5000
ffor his owne Charge.....	2000
ffor non-paym ^t of the tobaccoe.....	15000

The p ^r mises Considered I referre	22000
my selfe to this hon ^{ble} Court	

The p^lt not prouing his damage, the dēft Craues a Iury which was granted. Warrant to Sherriffe to impanell a Iury Ret forthwith

Sherriffe Returnes his writt, And warned

fforeman

George Thompson	} Francis Riggs Michael Basey Rob: Hendley Thomas Bennitt	} James Veitch Thomas Hussey Richard Dodd Robert Chysicke
William Roswell		
Thomas Lomax		
Thomas Wynne		

The Jurors Charge giuen is this (uizt)

What the defend^t (uppon Ballance of the whole) stood indebted to the plaintiffe. Their Verdict return'd, (uizt)

It is the Verdict of the Jury that James Jolly pay unto M^r John Hawkins the Remaind^r of his principall debt without any other Damages then the Cost and Charge of Suite which remainder is thirety seauen thowsand one hundred and eighty ffine pounds of tobaccoe and Caske—

And the Court Ordered the Verdict bee entred for th^e Judgm^t And 30th tob: p̄ head to the Jurors according to their demand—

Miles Cooke p ^l t	} the p ^l t sues pro ut in pet ^{con} in folio 231, specialty produc'd, and thereupon Judgm ^t by the defend ^t acknowledged—
Edw: West dēft	

This Bill bindeth mee Edward West my heires Executors & Administr^{rs} to pay or Cause to bee paid unto Miles Cooke or his Assignes the full and Just Summe of two thowsand pounds of good sound merchantable leafe tobacco & Caske to bee paid to the said Miles Cooke

uide folio
231

Liber B B or his Assignes upon the 13th day of Nouemb^r next ensueinge the date hereof as wittnes my hand this 13th May in the yeare 1663

Signed & deliuered

the marke of

in the p^rsence of

Edw^d EW West

Walter Waterling W his marke

Curtis Fletcher

[p. 256] Thomas Taylor p^lt } Plaintiffe sues pro ut pet^{con} in folio 138 being
Jn^o Anderton dēft } dampnified 12000th tobaccoe The Court de-
manded whither hee was of age, his Answer now hee was, though
not, last prouinciall Court The dēft puts him to the prooffe of his
declara^on denying hee burnt any howse of the plaintiffs or fell'd
any trees uppon his land, objecting ag^t the p^lts Tytle to the said land,
Vide fo: 138 uppon which the board Caus'd the will of Will^m Eltonhead to bee
search't for uppon Record but not found nor produc'd by the p^lt^f,
wherefore Non-suite was Granted by the board to the defendant
wth Amerciam^t to the plaintf according to Act of Assembly

Thomas Taylor plaintf } Plaintiffe Sues pro ut pet^{con} in folio 139
John Anderton dēft } and not prouing by any writeing or other
Vide fo: 138 testimony that there was such a Contract betweene him and the dēft
as is alleadg'd in his declara^on, therefore non-suite granted ag^t the
p^ltf wth an Amerciamment according to Act of Assembly—

Vide folio Jn^o Nuthall, plaintiffe }
230: 251 276 Thomas Dent dēft } sherriffe returnes writt not seru'd—

uide folio Jn^o Langley p^ltf }
231 Thomas Wynne dēft } sherriffe Vt Supra—

Thomas Wynde as in folio 254 being bound ouer to his good be-
hauour and againe releas'd by the Court, Adam Head againe in

Vide fo: Court sweares the peace ag^t him. Ordred that the said Wynne enter
254: 264 in Recognizance to keepe his Lōpps peace &c—

Court adjourns till 9 of the Clock Tomorrow morninge

The Court mett againe being the 6th Aprill 1664: all p^rsent as before.

Vide fo: Robert Robbins p^ltf } the Cause being yesterday dismist both par-
149: 161 Richard Dodd defend^t } ties Came wth Joynt Consent Whereuppon
252: 257 they Joynd issue, & the Cause re-heard to abide the Judgm^t of the
258 295: board uppon the merritts of the whole Cause, whereupon the plain-
260: tiffes pet^{con} was read ut est in folio 149—the defend^t puts in his
answere—

To the hon^{ble} Gouverno^r and Councell of Maryland the humble
replica^on of Richard Dod to an acc^on of Trouer and Conuersion
Commenced ags^t him by Robert Robins sheweth

That the word Trouer as wee humbly Conceiue is a word deriued from the ffrench word Trouuer which in Our English tounge signi-
 fyes to finde and in Our Coñon law (as wee humbly conceiue) signi-
 fyes an action which lyes ag^t a man that hauing found anothers
 Goodes refuseth to deliuer them upon Demand therefore wee humbly
 desire that the said Robins may bee Compell'd to proue the Trouer,
 and in Case hee fayleth thereof wee humbly Craue an abatement of
 the writt wth Cost and Charge of Suite—

Liber B B
 [p. 257]

Nouemb^r 26th 1663

According to Commission to Vs directed, from the Leiueten^t Gen-
 erall of this Prouince of Maryland bearing date the 13th of this in-
 stant were Sworne William Hall John Neuill Jn^o Boules Daniel Wind
 Sarah Douglas and Elioner Morrice as foll:

Wittnes this Our handes

Tho: Mathews

Henry Addams

Will^m Hall aged 29 yeares or thereabouts Sworne & Examined in
 a difference depending betweene Robert Robins and Richard Dod
 in an accōn of the Case of trouer and Conuersion sayth, about 3
 yeares agoe this last Summer about Cyder time which hee thinkes
 was about the last of July or the beginning of August being att
 John Neuills howse hee the said deponant going homewards did see
 a Mare by the fence of Thomas Bakers which was Called Robert
 Robins Mare and afterwards hee the said deponant did see the same
 Mare by Cap^t Jenkinse plantacon wth other Mares of M^r Prescotts
 about 2 or 3 monthes after the time which hee did first see her and
 further sayth not—

uide folio
 230

John Bouls aged 48 yeares or thereabouts sworne & Examined in
 a difference depending betweene Robert Robins and Richard Dod
 in an accōn of the Case of trouer and Conuersione sayth that about
 2 yeares agoe Robert Robins and Richard Dod att William Boules
 howse were discoursing concerning a Mare that the said Robins had
 lent the said Dod, and the said Dod denied that euer hee had bor-
 rowed any Mare of him whereupon M^r Smyth being in the howse
 told him if hee did not borrow the Mare nor hyer the Mare it was a
 worsse bussiness for that One might suffer and the other loose his
 Mare for Ought that hee knew, and that the said Dod should reply
 if hee should see the Mare againe att his doore hee would not take
 her up, and further sayth that hee this deponant went wth the said
 Robins in search of the said Mare and also sayth that Robert Robins
 did say that hee deliuered her into the said Dods owne handes bridled
 and sadled and further sayth not—

Daniel Wind aged 21 yeares or thereabouts sworne & examined
 in a difference depending betweene Robert Robins and Richard Dod
 in an accōn of the Case of Trouer and Conuersion sayth that the
 Mare that was called Robert Robines hee faught out of the tobacco

[p. 258]

Liber B B howse and that she was afterwards saddled and bridled and that Richard Dod afterwards had her into his Custody and that hee neuer see the Mare returne againe & further sayth that the Mare was put up in the tobacco howse for Robert Robinses Vse and the Widdow Weekes and further sayth that Robert Robins did desire Rich: Dod to call att Cap^t Jenkinses for a Rope to secure the Mare, and att p^rsent Remembreth not and further sayth not—

Jn^o Neuill aged 50 yeares or thereabouts sworne & examined in a difference depending betweene Robert Robins and Richard Dod in an accōn of the Case of Trouer and Conuersion sayth that hee saw a mare that was loose in the woods by Thomas Bakers fence and as they say hee had not come up wth the Mare but the Wid^w Weekes lent it him and to the best of this deponants sight the said Dod did endeaouore to Catch the said Mare, and the said Dod did desire John Blackwell to helpe him Catch the said Mare and the said Blackwell went after her and did turne her and they could not Catch her—and further sayth not

Sarah Doughlas Sworne and Examined in a difference depending betweene Robert Robins and Richard Dod in an accōn of Trouer and Conuersion sayth that ther was a discourse about the Mare att this depon^{ts} howse and that Rob: Robins asked Richard Dod whether hee would looke after the Mare and the said Dod replied that hee would not take her up if hee see her att his Doore and further sayth not—

Elioner Morrice aged 21 yeares or thereabouts sworne and examined in a difference depending betweene Rob^t Robins and Richard Dod in an accōn of trouer & Conuersion sayth that she was a liuer in Thomas Bakers howse and that she did see a Mare or a horse or some such thinge and Richard Dod went to Catch this Mare and that hee carryed 2 eares of Corne wth him to Catch the Mare but could not Catch her, M^r Neuill asked him whose Mare it was and hee said Dod said it was Robert Robins Mare and further saith that Richard Dod did say that either Rob: Robins or the Widd^w Weekes did lend it him but which of them it was this Deponant remembreth not—And further sayth not—

[p. 259] The deposition of Edmund Lindsey Sworne this 9th ffeb: 1663

This Deponant sayth that about 2 yeares and a halfe agoe hee Came to M^r Gerrards plantacon att West Wood to looke after a Mare that went away from M^r fflowkes and the Seruants and Ouerseere there told this Deponant that they saw this Deponants Mare that hee looked after, and Rob: Robins Mare and another horse of M^{rs} fflowkes alltogether, and they told this deponant that the next morning they would send some with hime this Deponant and helpe him to Catch them that hee might bring them home And the next morning goeing they p^rsently found them all and Robert Robins

Mare was then wth them and giuing her the said Robins Mare Corne Liber B B
 this depon^t caught her by the foretopp, but she flowng away from
 him and soe catcht none of them And hee neuer heard or could see
 any of the said Mares till Aug^o following and then M^r Trumane com-
 ming to M^r ffwoks formerly M^r Chandlers told this deponant that
 hee saw such strawed Mares att Petuxent where John Cornelius liued
 and happyly they may bee the Mares, this deponant enquiring after
 and goeing along with M^r Truman they found the Mares there and
 Robert Robins Mare had a Mare ffoale wth her the Mare was a
 darke Bay, and the ffoale of a mouse Culler and the mare had a
 little slitt or a little bitt taken of, of one of her Eares as neere as
 this deponant could Guesse and now remembers, But hee this Depon^t
 brought M^{rs} ffwokes Mare home wth hime leauing Rob: Robins Mare
 there and neuer saw her since and further this deponant sayth not

Jurā Co^r mee

W^m Bretton

the marke of

Edmund X Lindsey

The defend^t Craues to know whether any of the plantiffs eui-
 dences can or doe Swear soe positiuely (or rather desperately) that,
 that was Robert Robins Mare that hee pretends to haue lent us, and
 not that Mare Rob: Clarke Esq^r recouered of him hee the said Robins
 himselfe the Pretended Owner affirming it to bee his, and the uery
 Same hee alleadged wee had of his in Our possession

The defend^t likewise humbly requesteth this hon^{ble} board that the
 plaintiffe may bee enforced to proue that wee haue his mare and
 that wee Conuert her to our owne use as hee hath declared ag^t Vs in
 his declara^{ti}on—Wee humbly Conceiues Our Selues to be acquitted
 and by the said Robins sufficiently discharged from any Claime the
 said Robins hath or euer had against us for a Mare by the said
 Robins himselfe as more att large will appeare by the Oath of M^r
 Tho: Hussey Henry Neale and W^m Gether—

After much Controuersie the Board thought good to impannell a [p. 260]
 Iury to take into their Considera^{ti}ons the whole Bussiness depending
 betweene Rob: Robins and Richard Dod—

Warr^t to sherriffe to impannell a Jury re^t forthwth sherriffe
 returnes his writt & warned
 fforeman

Walter Peake

Rob: Hendley

Geo: Newman

James Veitch

Thomas Bennitt

John Anderton

Francis Armstrong

James White

Samuell Garland

ffran: Riggs

Geo: Beckwith

Rob: Chysicke

After long debate the Jurors came into Court and demand 30th
 tob: p^r head as was allowed that former Iury inter John Hawkins
 p^lt James Jolly defend^t—which was allowed and granted by the
 Boarde—then they deliuer in their Verdict as followeth (uizt)

Liber B B Wee finde for the plaintiffe a Mare in kinde not exceeding the age of 7 yeares and One thowsand pounds of tobaccoe with Cost of Suite—

And the Court Ordered the Verdict bee entred for the Judgment—

By Vertue of a Speciall Writt from the Gouverno^r for Jeremy Whytherill

Cap^t Rob^t Cooke plaintiffe } the p^{lt} being called to the board and by
Jeremy Whytherall deft } them demanded what hee had to al-
ledge, Answered that fourteene hogsheads of tobaccoe the said
Whytherell did carry away of the p^{lts} wth intent for New England
The dft. denyes hee had any tobaccoe from the p^{lf}: or by his Ord^r
but by Order from Jn^o Hawkins—the said Hawkins denyes hee had
Order from hime—then Oath being tendred the said Jeremy
Whytherill aged twenty foure yeares or thereabouts sworne in open
Court saith That John Hawkins did deliuer this depon^t some notes
wth Ord^{rs} for the receiuing the said tobaccoe which was by this De-
ponant in Court produc^d—

Daniel Jenifer

The said Hawkins againe denyes it, And saith that those notes hee
gaue to the p^{lt}. Rob: Cooke for the receiuing the said tobaccoe this
deponant the deft farther declares upon Oath that the plaintiffe did
first giue him notes for the said tobaccoe (by Ord^r from M^r William
Dorrington to whom the said tob: was Ordered from the said
Jn^o Hawkins) but sometime after the said Hawkins tooke the said
notes of the plaintiffes from hime and said his notes was the more
[p. 261] proper & authenticke, And gaue him other Orders by which hee was
to receiue & did receiue the said tobaccoe. And being demanded of
him what hee was to doe wth the tobaccoe, said hee was Ordred by
M^r Hawkins to carry it to the said Hawkins howse att the Menad-
does.—after many disputes each p^rson was left to seeke his owne
remedy &c.

To the hon^{ble} the Gouverno^r and Councell of Maryland—

the humble pet^{con} of Mary Bateman Sheweth

that she hath Seuerall Suites depending in this hon^{ble} Court the
prosecu^{con} whereof she intrusted Cap^t Thomas Manning with, Who
likewise hath part of her papers who is returned home and left her
bussiness—Yo^r pet^r therefore humbly Craues this hon^{ble} Court to re-
ferre those Causes wherein she is Concerned unto the next Prou^{all}
Court in regard Cap^t Manning is gone and she not Capable to effect
it her Selfe And yo^r pet^r shall pray &c—

In the Cause of Mary Bateman p^{lf}, who the last prouinciall Court
craued an Attachment ags^t the Estate of Richard Wright merc^t de-
ceased Came Nic^o Spencer, Attorney of the Relict of the said Wright

and Requesteth to haue that Attachmt wthdrawne hee putting in security to answeare to the demand of the said Bateman and abide Judgm^t of this Court therein which was granted, and thereupon Respited till next Prouinciall Court—

Liber B B
uide fo: 216
218

Symond Carpenter p^{lf} } Ordered pro ut pet^{con} that it bee referr'd
Mary Bateman dēft } till next Prou^{all} Court— uide folio
149: 194
195:

Thomas Smoote p^{lt} } This Cause retracted— uide 222
Margery Battin dēft }

Mary Bateman p^{lt} } This Cause dismiss neither p^{lt} nor dēft
Augustine Herman dēft } appearinge Vide fo: 216
219: 252:
271

Mary Bateman p^{lt} } Sherriffe re^t writt non est inuentus— uide 234
Nic^o Gwyther defendt }

Geo: Reed p^{lt} } respited till the Estate of Belchers Orphans be
Mary Bateman dēft } settled uide 233:

Mary Bateman p^{lt} } the plaintiffe not appearing, by Consent of the
James Jolly dēft } defendt the Cause respited till next pro^{all} Court— Vide 241

Pope Aluey p^{lt} } the plaintiffe being und^r restraint, Ordred it bee
James Veitch } respited till next Prouinciall Court— Vide fo: 222

John Sheppard p^{lt} } the p^{lt} declares by his Attorney as by pet^{con}
Thomas Bennitt dēft } in folio 231, producing the dēfts specialty [p. 262]
which was by him acknowledg'd to bee his Act and deed, but alleag'd that part of the said Bill is satisfiye, being not Prouided to make prooffe of what is satisfiye, therefore Craues reference till next Prou^{all} Court, Whereupon Ordered that reference bee granted to the defendt till next pro^{all} Court, then and there to proue his alleadgment or Judgm^t to passe—the defendt Summons one wittness in this Cause who saith that there was tobbaeco paid for the Vse of Jn^o Sheppard but how much or uppon what accompt hee doth not possitiuely declare— uide folio
231
250
271
277

Jn^o Pitt p^r Attorney } the defendt alleadging that hee had no
Geo: Beckwith plaintife } Coppy of the p^{lt}s declaracon (it being uide 237
Will^m Singleton dēft } not timely entred in the Office) there- and 248
fore Craues a Non-Suite which by the Board is granted wth an amer-
ciam^t to the p^{lt}.

Rob^t Chysicke p^{lt} } This Bussinesse retracted— uide folio
Geo: Bickwith defendt } 232

Liber B B
uide folio
242

Thomas Wynne p ^{lt}	} the p ^{lt} sues as in pet ^{con} folio 242, Craues a Iury which was Granted-Warr ^t to Sherriffe to impannell a Iury ref: forthwith Sherriffe returnes his writt and warned—
W ^m Hollingworth	
by his Attorney	
Tho: Dent dēft	

Foreman George Thompson	} Samuel Garland	
W ^m Roswell		Joseph Horsley
ffran: Armstrong		James White
Thomas Innes		Daniell Clocker
Rob: Chysicke		Rob ^t Hooper
George Beckwith		Rob ^t Robins

The Jurors hauing theire Charge giuen wth the Seuerall depositions deliuered by the p^{lt},—retir'd—

Walter Pake aged 55 yeares or thereabouts Sworne this 19th day of January 166³/₄ sayth—

That sometime in ffeb: last M^r William Hollingworth and M^r John Hammond being both together att this depon^{ts} howse, this Depon^t then desired M^r Hollingworth to forbear him two hogshead of tobaccoe till there came a Season that hee might pay him, for which two h^hgs of tob: M^r Hammond had passed his note the said Hammond being uery Vrgent with this Depon^t for the same, which moued him to speake to M^r Hollingworth about it, and M^r Hollingworth
[p. 263] replied and told this depon^t that M^r Hammond had allready paid him that tobaccoe and all other tobacco which the said Hammond ought to him, and further that the said Hollingworth was indebted to the s^d Hammond ffifteene or sixteene hundred pounds of tobacco—

Sworne before mee

Walter Pake

Will^m Bretton

The Deposition of Will^m Price aged 25 yeares or thereabouts Saith that M^r Will^m Hollingworth being att a Court held at Newtowne wth M^{rs} Lee after hee came back it being about ffeb^o last or thereabouts, this Depon^t asked for a discharge of the s^d Hollingworth for 2500th tob: that Mistris Lee had Ordred him and M^r Hamond then paid. Hee said I am Ordred and haue notes for the tobaccoe from M^r Hammond But cannot as yet discharge yo^w howeuer yo^w see I demand not the tobacco of M^{rs} Lee, And further this deponant saith not

W^m Price

Jurat in Coram

W^m Bretton

August 24th 1663

Hannah Lee aged 50 yeares or thereabouts Came before mee and Swareth that being att a Co^{rt} held att Newtowne in ffeb: last John Hammond came to mee and told mee how that hee had paid unto M^r Will^m Hollingworth fvee & twenty hundred pounds of tob: for

my Vse and called the said Hollingworth to mee and the said Hol- Liber B B
lingworth did acknowledge the same and further saith not

Sworne by the said	the marke of
Hannah Lee the day and	Hannah H H Lee
yeare abouesaid	
Philip Calvert.	

The Jurors in the Cause aforesaid retournes their Verdict—(uizt)
The Jury findes for the plaintife two thowsand ffue hundred pounds
of tobaccoe and Caske wth Cost and Charge of Suite—Ordred by the
Board the Verdict bee entred for the Iudgm^t—

The Iury in the bussinesse of M^r Hollingworth and Thomas
Wynne doe Assigne ouer their Charge, it being three hundred &
sixty pounds of tob: towards the building of a State howse—Ordred
the Jurors Charge bee accordingly entred Daniel Jenifer

Thomas Wynne as in folio 254 & 256 hauing the peace the second [p. 264]
time Sworne ag^t him, is againe released, by Composition of both Vide fo:
254: 256
partyes.

The Court adjournes for an hour
Court meets againe—

Thomas Dent p^{lt} } this Cause yesterday (att the instance of both Vide fo:
Ant^o Griffen dēf^t } partyes) respited till this morning. And againe 208
called but the defend^{ts} Attorney Abraham Wattson not appearing by 209
reason of urgent Occasiones deterring hime as was to the board 252
showne. Therefore Ordered that this Cause bee respited till next
Prouinciall Court—

There being no more Bussines the Court broke up. And the
Leiueten^t Gener^{ll} apōinted the next Prou^{all} Court to bee houlden on
the first Twesday in May, being the thirde Day thereof.

Daniel Jenifer Clarke

Boundes of a parcell of land

Lying on the south side of Petuxent Riuer neer or uppon a Creeke
called Shouley Creeke and on the north side of the said Creeke be-
ginning att a marked Pokicory standing neer the foott of a hill
bounding on the East wth a line drawne north from the said Pokicory
und^r the hill the length of One hundred and twenty perches to a
marked Oake by a Creeke Called the Indian Creeke on the north wth
the said Creeke on the west wth the said Riuer on the south wth the
said Shouley Creeke Containing and now laid out for ffowre hundred
acres more or lesse—

Liber B B The Conueyance of the abouesaid parcell of land was acknowledged and made ouer by Will^m Dorington of Petuxent Merchant and Ann his Wife unto William Groome of the said place plant^r to him and his heires for euer, thus done and Assigned the 5th day of Aprill 1664 in Open Court—
Daniel Jenifer Clke

1664 Aprill 6th Came Thomas Pryer and desired the marke of his Cattle may bee Recorded which is a Swallow forke of each eare and a halfe moon und^r the right Eare—

6th Came Mathew Rhodham and desired the marke of his Cattle may bee Recorded, which is a Cropp of the Right Eare and ouer keeled—

[p. 265] A list of the papers sett up this Prouin^{all} Court of those that are to depart the Prouince, And of those that Sue for Quietus Est Vppon Administracons

These are to giue notice to all whom it may Concerne that Jn^o Price and John Boyce Administrato^{rs} of the Estate of Cap^t Ralph Story demands Quietus Est uppon their said Administracon, they hauing paid all what the said Estate was Apprayed att, if any one therefore cann alleadge any thinge why they should not haue their said Quietus Est granted them lett them underwrite—

Nott Vnderwritt

These are to Certifye all whom it may concerne that I John Reed am by Gods Grace bound for England this p^sent shipping if any cann Challenge any Just debt or otherwise hee is ready to make honest payment
Not underwritt

Aprill 5th 1664

John Watts Sett up his name in the Court howse to signifye that hee is intended to depart this prouince— Not underwritt

These may Certifye whom it may Concerne that George Holmes is intended for England this shipping if any one haue any thinge to Alleadge to the Contrary let them underwrite their names and I shall giue them Satisfaccon—Certified by the Clarke of Caluert County that no man hath underwritt

Wee doe ingage Our selues to see all Debts due from George Holmes to any p^rson or p^rsons in this p^ruince, for wee are Confydent hee owes none excepting the passe which wee will see satisfyed as wittnes Our handes this 20th day of Aprill 1663—

Mathew Stone
James Veitch

These may Certifye all whom it may Concerne that M^r Samuell Withers of this Prouince hath sett up his Certificate of his departure for England this shipping att the County Court att Ann Arundell the 10th day of Nouemb^r 1663

Teste me Andrew Skinner Cter Co^m

John Hawkins dds writt of Execucon ag^{nt} the Estate of James Jolly for 37185th tob: according to Judgm^t 6th Aprill last

Liber B B
[p. 266]

Writt to the Sherriffe of S^t Marys County to Leauy &c according to Order.

1664 Aprill
12th

To Jn ^o Hawkins 3 dayes attendance att 30 th p day . .	lb tob, 90	uide folio:
	37185	254

37275

Executed by Vertue of an Ord^r of Court passed against James Jolly the 6th day of Aprill 1664 and execucon granted thereupon bearing date the 12th day of Aprill 1664—

Executed and appraised by M^r John Nuthall and Daniell Clocker hauing first taken theire Oathes to make a true Appraysm^t Aprill th^e 20th 1664 for the answering the Execucon.

Vide folio
254

	lb tob:
One Small boate	500
One Sloope & Contents rigging grapling &c	6500
One negro Seru ^t man	} 4 negroes 12000
One ditto woman . . .	
two ditto Children . . .	
One mayd Seruant	1500
Seuerall peces of brass 4 peces	350
One Boy Seruant	1000
2 Cowes & Calues by theire Sides	1000
4 Yearling heifers	800

Executed the 21th Instant

One bill of M ^r Whites	400
One man Seruant	1800
One harness for horse	150
5 yds & 1/2 of redd Cloth att 70 th p yard is	385
One feather bed and boulder Curtaines and Val- laines two blanckitts one rugg 2 Chafin dishes a brass skimmer one gallon pewter pott 3 halfe gallon potts One quart pott 14 yards diaper 9 3/4 blew streaked stuffe two wooden Canns, these p ^r ticulers w th the prizes were agreed uppon by Consent of both parties att	} 2600
by Tobaccocoe in M ^r Will ^m Smyths hand	
Two barrills of tarre q ^t 40 gallons each barrill att 320 p barrill	
6 grey Suites att 150	900
a Childs Coate	90
a parcell of thread buttons att	50

33665

Liber B B
[p. 265]

	lb tob:
Brought from the other side.....	33 ⁶ 65
A parcell of Leather buttons.....	20
2 shorte Coates	200
5 yds $\frac{1}{2}$ broad Cloth att 60 \bar{p} yde.....	33 ⁰
a Coate and breeches.....	150
a black suite	200
12 p ^r Childrens hose at 7 \bar{p} paire.....	84
10 p ^r boyes hose att 10 ^{lb}	100
8 p ^r Childrens shooes att 15 ^{lb}	120
23 yds buckrum att 8 ^{lb}	184
1 pewter dish att 80 ^{lb}	80
a nest of boxes q ^t 14 in number att.....	70
11 $\frac{1}{2}$ yds buckrum att 7 \bar{p} yde.....	80
a parcell of greene Ginger and Caske att.....	170
a pound of black thread.....	20
a pcell of breast buttons.....	30
a pcell of hookes and Eyes.....	120
7 tappes	14
15 fish hookes	30
a baskitt	4
a remnant of Cloth	16
2 Chests	300
a Cowtch	100
a table frame and 3 formes.....	250
an Iron dripping pann.....	60
a brass Kettle	300
12 Joynt stooles att 20.....	240
5 wainscoat Chaires att.....	100
2 Chaires att	30
a table and frame	300

37367

This is a true and Iust appraysment of all the perticulers in
this paper as wittnes both Our handes the day and yeare
abouesaid: 37367

John Nuthall
the marke of
Daniell **D C** Clocker

The Depositione of Jn^o Anderton

This depon^t aged 36 yeares or thereabouts sworne & examined
Sayth that about the 28th of March in the yeare 1655 att Seauerne
M^r William Eltonhead Called to him this Deponant and desired him
[p. 268] to take notice of what hee then said, as to the disposing of his Estate,
was and should stand for his last Will hee being a Prisoner, and
hauing the Benifitt of paper and inke which caused him to declare by
word of mouth to which this Depon^t was a wittnes as followeth—

Imp^r that hee left his land and p^rsonall Estate to his wife att her Liber B B disposing, and farther did desire his said wife to bestow on Robert and Richard ffenwicke something as a remembrance of him—

Taken before mee this

John Anderton

9th Aprill 1664—

Charles Caluert.

Mary Bateman the Executrix of John Bateman Esq^r deceased t^{ds} April 6th writt ag^t Nic^o Spencer the Attorney of Ann the Relict of Richard Wright in an acc^on of the Case to the uallue of 3000^{lb} tob:—

Warr^t to sherriffe of s^t Marys County to arrest &^c. re^t to the next Prouinciall Co^rt 3^d May next uide pet^{con} folio 218

Nicholas Spencer the Attorney of Ann Wright the Relict of ditto die Richard Wright deceased t^{ds} writt ag^t Mary the Executrix of John Bateman Esq^r deceased in an acc^on of the Case to the uallue of 12162^{lb} tob:

Warr^t to Sherriffe of Caluert County to arrest &^c re^t next Pro^{all} Court 3^d May next—

To the honble Gouerno^r and Councell in Prou^{all} Court Assembled The humble pet^{con} of Nic^o Spencer Attorney of Ann Wright the Relict of Richard Wright deceased—Sheweth—

That Jn^o Bateman Esq^r deceased was endebted to Richard Wright by accompt to the uallue of 12162^{lb} tob: as rela^on thereunto had may more att large appeare which said accompt of 12162^{lb} tob: Mary the Executrix of the said Jn^o Bateman doth refuse to satisfiye or allow thereof to the greate da^mage of the said Ann Wright—Wherefore yo^r pet^r Craueth Ord^r of this hon^{ble} board for paym^t of the said 12162^{lb} tob. uide letter of Attorney in folio 248

Josias ffendall Esq^r t^{ds} writt of Execu^on ag^t the Estate of ditto die Richard ffowke for 20^{lb} sterling according to Judgm^t past the 5th Aprill p^rsent. Writt to Sherriffe of Charles County to Leauy &^c according to Order, besides the amerciament and Judiciall Charges being 159^{lb} tobaccoe— uide 253

Cap^t Myles Cooke t^{ds} writt of Execu^on ag^t the Body of Edward West for 2000^{lb} tob: wth Caske according to Judgm^t past the 5th Aprill 1664. Writt to Sherriffe of s^t Marys County to Leauy &^c according to Order—besides these Judiciall Charges [p. 269] uide 255

To Amerciam ^t	50	} 159	Cap ^t Cooks attendance
dem ^d and warr ^t	23		
Pet ⁿ and entring	16		
Ord ^r and Judgm ^t	16		
Exe ^o n writt	23		
To the Sherriffe	15		
Coppy of the pet ^{con}	16	279	

To the Sherriffe of S^t Marys County

Liber B B Thomas Wyldē dds writt of Execu^on for Judiciall Charges agst
 ditto die Joseph Hosley for his and his wittnesses attendance wth Sherriffes
 and Clarks ffees amounting to the totall 910th tob: as p̄ the p^ticulers
 uide 253 exprest in the said writt to bee d^d to Frances Riggs Writt to Sher-
 riffe of Caluert County to Leauy &c according to Order—

8th Francis Pope dds writt ag^t Henry Adams in an acc^on of the Case
 to the uallue of 3000th tob:

retracted ut The same ag^t Zachary Wade } in an acc^on of the Case to the uallue
 Vide fo: 274 another ag^t W^m Marshall } of 3000th tobaccoe Seuerall warr^{ts}
 ditto ag^t Walter Beane } to Sherriffe of Charles County to
 arrest &c re^f. next pro^{all} Court 3^d May next

Francis Pope p^{lt} } the p^{lt} declares ag^t the dēft in an acc^on of the
 Henry Adam dēft } Case, for hauing Contrary to law disanull'd and
 made uoyd an appraysm^t Legally made, and the Apprayers being
 Sworne before M^r Joseph Harrison one of his Lōps Comm^{rs} for the
 County of Charles whereby the p^{lt} is dampnified in fact 3000th
 tob: or thereabouts

For which said Sumē of 3000th tobaccoe the plantiffe humbly
 Craues Order from this hon^{ble} board wth da^mages & Cost and Charge
 of Suite—And hee shall pray &c.

The like declara^on Verbatim deliuered the other three defend^{ts}
 uppon arrest—

uide 221 Margery Battin dds writt against Thomas Bennitt acc^on of debt
 to the uallue of 3540th tob: writt to sherriffe S^t Marys County to
 arrest &c re^f: 3^d May next Pro^{all} Court

[p. 270] Hugh Standley dds writt against Thomas Pagett in an acc^on of
 April 15th the Case of slander to the uallue of 30000th tob:—

Warr^t to Sherriffe of Caluert County to arrest &c re^f next pro^{all}
 Court 3^d May next

Hugh Standley p^{lt} } the p^{lt} declares ag^t the defend^t in an acc^on
 Tho: Pagett defend^t } of the Case of slander for that the defend^t
 sometime in Feb: last past att a store kept att Jn^o Grammers howse
 neere S^t Leonards Creeke in Caluert County afore a greate Company
 of people the said defend^t did there and then falsly and maliciously
 slander the p^{lt} the dēft calling the p^{lt} Knaue Cheating Knaue and
 that the dēft would proue the p^{lt} a Cheating Knaue and other odious
 words to the p^{lt}s da^mage—

Now soe it is the p^{lt} has been in actuall Seruice for the Lord Prop^r
 and for many yeares past Commissionated to bee a Justice of peace
 in the place where the p^{lt} receiued these false and malicious words
 from the dēft and therefore the p^{lt} sayth in ffact he is dampnified in
 his Credit Thirety thowsand pounds of tobaccoe and Craues Redress
 of this hon^{ble} Court wth Cost of Suite—And hee shall pray &c

Sometime in ffeb: 1663 att the house of John Grammers Wee did Liber B B
 heare Thomas Pagett Call M^r Standley Cheating Knaue and did say
 hee would proue it and other Odious words, and all was Concerning
 a Bill of Giles Sadleirs as wittnes Our handes this 24th ffeb: 1663

Mathew Stone

James Veitch

Att the same time I heard Thomas Pagitt say to M^r Standley that
 hee was a Cheating Knaue and would proue hime soe as wittnes my
 hand
 Tho: Sprigg—

Robert Kingsbury ttds writt ag^t Thomas Pagett in an accōn of ditto die
 the Case—

Warr^t to sherriffe of Caluert County to arrest &^c Re^t next Pro^{all}
 Court 3^d May next

Summons issued in ditto Causo to warne Hugh Standley and
 William Graues to testifye &^c uppon perill of each forfeiting 500^{lb}
 tob: to the Lord Proprietary Re^t ut Supra—

To the hon^{ble} Gouverno^r & Councell of the prouince of Maryland— [p. 271]

The humble pet^{con} of Robert Kingsbury Sheweth

That whereas yo^r pet^r hauing bought of Thomas Pagett a cer-
 taine parcell of land the quantity of two hundred acres more or lesse
 and yo^r pet^r hauing fully Sattisfied the said Pagett for the said land
 as by Bill of Sayle may more plainly appeare and yo^r pet^r demanding
 possession of the said land of the said Pagett is now denied—

Wherefore yo^r pet^r humbly Craues Order of this hon^{ble} Court for
 the said land wth da^mages & Cost of Suite and hee shall euer
 pray &^c—

Proclamacon By the Leiuetenn^t Generall of Maryland

Whereas att the last Prou^{all} Court houlden att S^t Marys for this
 Prouince on the fifth day of this p^rsent instant the next Pro^{all} Court
 was then appointed to bee held on the first tuesday in May follow-
 ing being the thirde day thereof—

Now forasmuch as the houlding of that Court on that day ap-
 pointed will proue uery inconuenient when as the Gouverno^r and
 Councell cannot then Conueniently meet together, Being pressed wth
 some Vrgent Occasions of the prouince which cannot suffer delay—

These are therefore to giue notice to all p^rsons whom it may Con-
 cerne, that I haue adjourned the said Court to bee held on the thirde
 day of May as aforesaid, untill the second tuesday in June next
 being the 14th day thereof, And all writts and other Processe issued
 for that Court intended to bee houlden on the thirde day of May
 shall bee returnable on the 14th day of June as aforesaid. Giuen und^r
 my hand this Sixteenth day of Aprill 1664—

Liber B B Mary Bateman the Executrix of John Bateman Esq deceased \ddots
 April 19th writt against Samuell Chew in an acc \ddot{o} n of debt to the uallue of
 Vide folio 1035^{lb} tob: warr^t to Sherriffe of Ann Arundell County to arrest &^c
 241 Returnable next Prou^{all} Court 14th day of June next

uide 21th Robert Robbins \ddots writt of Execu \ddot{o} n ag^t the Body of Richard
 folio Dod for One Mare not exceeding the age of 7 yeares and One thow-
 260 sand pounds of tobacco wth 2876^{lb} tob: Judiciall Charges, according
 to an Ord^r past 6th Aprill p^rsent, warr^t to Sherriffe &^c

[p. 271-A] Richard Wroth aged 32 yeares or thereabouts Sworne this 29th
 day of Aprill 1664, Sayth—

That about January 1662, Jn^o Sheppard Marriner did Sell unto
 Thomas Bennitt One maide Seruant by name Sarah Jones for which
 hee past his bill for 1700^{lb} tob: and moreouer and aboue sold him
 Vide 231 as much linnen as Came to One hundred and fifty pounds of tobaccoe
 250 and 3 gallons of dramms One hundred and fifty more being in all
 262 two thowsand pounds of tobaccoe but did not pass his bill for the
 300^{lb} tob: it being to bee discharg'd by it selfe And further Saith not
 Corā me Will^m Bretton

Curtis fletcher aged 23 yeares or thereabouts sworne the day
 abouesaid sayth—the same as abouesaid wth Richard Wroth and that
 the Peticulers abouesaid was deliuered in the p^rsence of this De-
 ponant, and further saith not— Corā me Will^m Bretton

May 3^d Mary Bateman the Executrix of John Bateman Esq dec^d \ddots
 writt ag^t Nicholas Gwyther in an acc \ddot{o} n of the Case uppon Assumpsit
 to the uallue of 1574^{lb} tob:—

Vide folio Warr^t to Sherriffe of S^t Marys County to arrest &^c re \ddot{t} next pro^{all}
 234: 261 Court 14th June next.

ditto die Ditto Bateman \ddots writt ag^t Augustin Herman in an acc \ddot{o} n of
 debt uppon accompt to the uallue of 5000^{lb} tob: and ffine p \ddot{u} ds
 sterlinge

Vide folio Warr^t to sherriffe of Baltemore County to arrest &^c re \ddot{t} next pro^{all}
 216 Court 14th June next
 219: 252:
 261

5th William Marrow \ddots writt ag^t John Pollard in an acc \ddot{o} n of the
 Case, to the sherriffe of Caluert County to arrest &^c, re \ddot{t} next pro^{all}
 Court 14th June next

5th: March 29th 1664/To the Hon^{ble} the Leiueten^t Generall

Layd out for Thomas Courtney of this Prouince plant^r by Tho:
 Taylors Consent out of his deuidend of little Eltonhead a p^rcell of
 land Called Taylors gift lying on the western side of the riuier of
 Petuxent, beginning att a marked white Oake neer the Pond att

Ceeder point, and running up the said riuer by a line drawne north west, and by west for length, One hundred Eighty two perches to a marked white Oake and from thence by a line drawne south west and by south for breadth Eighty Seauen perches to a marked Hickory and from thence by a line drawne South East and by East for One hundred Eighty two perches, to a marked black walnutt and from thence to the first marked white Oake Containing and now laid out for One hundred acres of land more or lesse—

Liber B B

Vide fo 272

[p. 272]

Jerome White Suru^r Genath.

Know all men by these p^rsents That I Thomas Taylor of Caluert County Gentⁿ haue of my Owne uoluntary and free motion, And for the affeccōn that I beare unto my Brother in law Thomas Courtney and Sarah his wife, Giuen and granted and by these p^rsents doe for mee my heires executo^{rs} and Administrato^{rs} Giue Grant and bestow unto the said Thomas Courtney and Sarah his wife his & theire heires and Assignes for euer One hundred acres of land scituate lying and being in the Deident of little Eltonhead Butted and bounded as p^r Certificate of Suruey und^r Jerome White Esq^s hand being Suruey^r Generall may appeare, To haue & to hould the said land wth all and Singuler the appurtenances unto the said Thomas and Sarah theire heires and Assignes for Euer—

Provided that if the said land shall happen to bee sold by the said Thomas or Sarah then I or my heires Suruiuing att the time of Such disposall to haue the first refusall of the Same, And in Case both the said Thomas and Sarah dye wthout issue, then I or my heires Suruiuing to haue the said land againe, paying what two indefferent men shall apprayse it att, Further reseruing the yearely rent of One barrill of Corne Indian to bee paid mee and my heires by the possessor or possessors of the said land On the Natiuity of Our Lord euery yeare or wthin twenty eight dayes, else Lyberty for mee and my heires to re-enter, And the p^rmisses to injoy and possesse againe Any thing theretofore granted to the Contrary notwthstanding And I doe further for mee my heires Executo^{rs} and Administrat^{rs} promise and grant unto the said Thomas and Sarah that they theire heires and Assignes shall peaceably and quietly inioy the said for euer wthout any lett or molestacon by Vs or any of Our Procurem^{ts}. In wittnes whereof I the said Thomas Taylor haue hereto put my hand and Seale this eleauenth day of May 1664— Tho: Taylor locus

Vide fo: 271

Signed Sealed & deliuered

sigilli

In the p^rsence of VsWill^m Price

Joseph Anderton

Then Came Thomas Hewes of S^t Marys County Cooper and de- May 19th
sired the marke of his Cattle may be recorded which is Cropt on the
left eare and a hole in it and ouer halfd of the right Eare and a little
peace Cut out of the underside

Liber B B
[p. 273] Whereas I am informed that One Elizeb: Greene is lately brought to bed and deliuered of a Child and that she hath feloniously murdered, and made away her said Child.—

These are therefore in the Lord Prop^{rs} name to will & require yo^w Major Thomas Brookes, Thomas Leitchworth, Charles Brooke and Tobias Norton gentⁿ or any three of yo^w that yo^w Call the said Elizeb: Greene before yo^w, taking her examinacon concerning what is informed against her, And Likewise that yo^w send out yo^r Writt to Summon any One before yo^w knowing any thing in this Case as yo^w may Suspect or know or be informed of, And in the meane time to Cause her to be secured in the Sherriffes hands, untill Our next Prouinciall Court to bee held att St Marys on the Second twesday in June next ensuing, Injoyning the said Sherriffe to haue the Body of her the said Elizeb: Greene att the s^d Court, And lastly that yo^w send the Examinacon of her the said Elizebeth Greene as allsoe such informacons and depositiones taken by yo^w or any three of yo^w as aforesaid fayrely written, and Sealed up unto my Selfe, with what speed yo^w may, to the end that Order may bee taken, for the sending out writts and other Processe for a Legall tryall att that Court as is provided for Such practices Giuen und^r my hand this 19th day of May 1663

Charles Caluert—

To Major Thomas Brooke
Thomas Leitchworth
Charles Brooke
And Tobias Norton

Vide folio 237 Know all men by these p^rsents that I Ellis Coleman being the Attorney of Tobias Horton doe giue Thomas Pryer a discharge from a Bill or from all debts dues or demands or accompts from the beginning of the world to this day that is or hath been betweene the said Horton or Pryer in wittnes hereof I set my hand this 25th May in the yeare of Our Lord 1664—

Ellis Colman—

Wittnes Edward Sauage
Daniel Jenifer

27 $\frac{8}{m}$ 64

[p. 274]
May 26th Francis Pope late Sherriffe of Charles County dds writt ags^t his
uide 269 Lordšps Comm^{rs} of the said County by names Henry Adams Walter Beane Zachary Wade and W^m Marshall in an acc^{on} of the Case to the uallue of 3000^{lb} tobacco—

Warr^t to Sherriffe of Charles County &^c to arrest &^c re^t next Prouinciall Court 14th June next

Ditto Pope dds Summons in ditto Causo for Joseph Harrison Henry ffrancome Abraham Rowse and James Williams—Writt issued to ditto Sherriffe re^t ditto die.

Francis Pope late Sherriffe of } The Plaintife Declares ags^t the De- Liber B B
 Charles County, Plaintiffe. } fend^t in an accōn upon th^e Case
 Henry Adams Walter Beane } for that whereas the plt, as Sher- Vide folio
 Zachary Wade and William } riffe of the County afores^d hauing 269
 Marshall Defendants } according to law Leauyed Execu-
 cōns upon the Estate of Ann Haggett Administratrix of Humphry
 Haggett deceas^d for two Certaine debts ags^t the Estate of the said
 Haggett deceased by John Meekes Obtained att a Court held in
 Charles County the 5th January 1663 as p^r the s^d Execuōns unt^r the
 hand of Henry Adams aforesaid Giuen, Relaōn being thereunto
 had may more fully appeare, and the Execuōns Soe Leauyed the
 same according to the tenor and p^rscription thereof, unto Appraysm^t
 did bring before Sufficient appraisers, And there appraysm^t soe made
 before Joseph Harrison of Charles County Court Commis^r they the
 said Appraisers were Legally Sworne, and according to Law the
 Estate taken in Execuōn as aforesaid, the plt did deliuer unto the
 said Meekes and the Ouerplus amount beyound the Debts and Cost
 of Suite Obtained by the foresaid Execuōns the plt hath according
 to Law, unto the aforesaid Ann Haggett deliuered and therein dis-
 charged as the plt presumeth his Office Justly and faythfully, yet
 neuertheless the Defend^{ts} Contrary to all Rule of Courts, Law Equity
 and reason upon Petition of John Meekes p^rsented att a Co^rt held
 the 8th day of March now last past they the Defend^{ts} Setting as Com-
 mission^{rs} did the said appraysm^t annull and make uoyd after the full
 accomplishm^t of the Execuōn and appraysm^t had and made as afore-
 said and the said Estate to a new appraisment did Order which the
 plt supposeth is Contrary to the law and practize of England and
 this prouince—

Verte

Wherefore the plt sayth in fact hee is dampnified to the uallue [p. 275]
 of Three Thowsand pounds of tobacco or thereabouts Wherefore hee
 humbly prayeth Oyer of the Case before this Hon^{ble} Court and Judg-
 ments against the defendants for his dammage and Cost of Suite—
 And hee in Duty bound shall euer pray &^c— ffra : Pope

Nicholas Gwyther dds writt ags^t Thomas Wynne as Successor of June 3^d
 Richard Willan late Sherriffe of saint Marys County deceas^d, in an
 accōn of the Case to the uallue of 1700th tobacco—

Warr^t to Sherriffe of S^t Marys County to arrest &^c reī next Pro-
 in^{all} Co^{rt} 14th June next

To the hon^{ble} Gouverno^r & Councill in Pro^{all} Co^{rt} Assembled the hum-
 ble pet^{con} of Nic^o Gwyther Sheweth

That in the time of yo^r pet^{rs} Sherriffeship was Committed into
 his Custody by uertue of a Speciall writt from the hon^{ble} Charles
 Caluert Esq^g Gouverno^r Robert Stack on the 21th day of January 1661
 and there remain^d till Richard Willan Succeeding Sherriffe had
 him into Jurisdicōn being the 3^d July 1662 as by discharge under

Liber B B the said Willans hand and Seale may more att large appeare Since which the said Stack is departed this prouince in the time of his imprisonment^t wthout making satisfacōn to yo^r pet^r for his Just ffees due, as by Act of Assembly prouided in that Case which amounts unto 1700^{lb} tob: and demand thereof being made by yo^r pet^r of Thomas Wynne Successor to the said Richard Willan but refuseth to Satisfy the same or make restoraōn of the said Prisoner to worke it out, to yo^r pet^{rs} greate damage—

Wherefore hee humbly prayeth Order of this hon^{ble} Court for the said Thomas Wynne to make Satisfacōn herein wth Cost of Suite— And hee shall pray &c—

June 3^d Jn^o Nuthall tēds writt ags^t Thomas Dent (by way of Summons from the Gouverno^r) in an accōn of debt to the uallue of 4279^{lb} tob:—

uide pet^{con} Warr^t to Sherriffe of S^t Marys County to Summons wth Arrest
in folio 230, &c reī 14th instant to the next pro^{all} Court
251

[p. 276] Jn^o Nuthall tēds writt ag^t Thomas Dent (Sherriffe of S^t Marys
June 3^d County therefore issued by way of Summons of the Gouverno^r) in an accōn of accompt the said Dent as Attorney of William Hollingworth

Warr^t to Sherriffe S^t Marys County to arrest &c Retu^r next Prouin^{all} Court 14th Instant

Vide folio To the hon^{ble} the Gouverno^r & Councell of Maryland
251, 256, 230
mistake The humble pet^{con} of Jn^o Nuthall Sheweth

That M^r William Hollingworth hath exhibited an accompt against Yo^r pet^r much to the discredite and damage of yo^r pet^r which yo^r pet^r hath Signed Erro^{rs} against and is ready to proue not giuing yo^r Pet^r Credit for his due as Cann bee made appeare,

Yo^r pet^r therefore humbly Craues the accompts both of Hollingworth and his owne may bee p^rused and Ord^r of this hon^{ble} Court according to the Justnes of the accompts wth such damages as to your Honno^{rs} may seeme meete And hee shall pray &c

Proclamaōn By the Leiuetenn^t Generall of Maryland

4th Whereas att the last Prouin^{all} Court holden att s^t Marys for this p^ruince on the 5th day of Aprill last past the next Prouin^{all} Court was then appointed to bee held on the first tuesday in May following beinge the thirde day thereof, Which said Court to bee held on the 3^d May was since adjourn'd till the Second tuesday in June being this p^resent instant and the 14th day thereof by reason of the then urgent Occasiones of the prouince—

Now forasmuch as the holden of that Court appointed on the 14th of this instant will proue uery inconuenient when as the Gouverno^r and Councell cannot then conueniently meet together being pressed with other publicq bussiness which cannot Suffer delay—

These are to giue notice therefore to all p^rsons whom it may Con- Liber B B
cerne that I haue adjoined the said Court to bee held on the 14th
day of June as aforesaid untill the first tuesday in July next being
the 5th day thereof, And all writts and other Processe issued for
those Courts intended to bee houlden on the 3^d day of May and on
the 14th day of June shall bee returnable on the 5th day of July next
as aforesaid Giuen und^r my hand this 4th June 1664—

Signed Charles Caluert—

John Reed t^{tds} writt ag^t George Reed in an acc^{on} of tresspasse 6th
Warr^t to Sherriffe of Caluert County to arrest &^c re^t next Prouin-
ciall Court 5th July next

To the hon^{ble} Gouerno^r & Councell in Prouinciall Court Assembled

The humble pet^{con} of John Reed Sheweth

[p. 277]

That Seauen yeares Sinc^e or thereabouts Peter Joy the Assignee
of Thomas Cornwallace, to yo^r pet^r made Conueyance of One hun-
dred acres of land, being part of that land (held by Mary the Execu-
trix of Jn^o Bateman) Called the Resurrecc^{on} Manno^r, to which land
George Reed makes Claime and part thereof hath Clear'd, in greate
dam^{age} to yo^r pet^r.

Wherefore hee humbly Craueth Order that the said George Reed
may desist from making further Tresspass, till his title thereto bee
made good, wth dam^{ages} and Cost of Suite—And as in Duty bound
hee shall pray &^c

Thomas Bennitt t^{tds} Summons for George Macall and John Ben- June 10th
son to testifie in Causo inter Jn^o Shepart p^{lt}, ditto Bennitt d^{eft}, in
an acc^{on} of debt to the ualue of 1700th tob: uppon forfeiture each Vide 262
500th tob. if not appearance made to the next Prou^{all} Court held
the 5th July next—

John Halfhead t^{tds} writt ags^t Jone Niccollgutt in an acc^{on} of the 4th
Case; Warr^t to Sherriffe of Caluert County to arrest &^c re^t next Pro-
uin^{all} Court held the 5th July next.

Vide 283:

Wee the Jurors of Inquest being impannel'd by Samu^{ell} Chew
high Sherriffe of the County of Ann Arundell to ueiw the body of
Ann Beetle Seruant to Will^m Hunt of the aforesaid County doe finde
a wound upon her left eye browe and hauing had it Searched by a
Chirurgeon doe find it not mortall but doe according to the best of
Our knowledge Judge that she drowned her selfe wherefore wee the
Jurors of Inquest Doe indite the said Ann Beetle she not hauing the
feare of God before her eyes of willfully murthuring her selfe and
soe giue up Our Verdict wth One Consent by Our fforeman this 17th
day of March 166³/₄

Francis Holland—

Samuel Chew Coroner.

Liber B B The names of the Jury of Inquest that ueiued the body of Ann Beetle Seru^t to W^m Hunt of Ann Arundell

fforeman Francis Holland	}	Dennis Macconoy	}
John Sollers		Nathaniell Smyth	
George Symmons		Andrew Baker	
Jeremy Sudeuan		James Maxell	
Thomas Martin		John Pert	
Edmund Joyce		Henry Archer	
Henry Perry			

[p. 278] Henry Sauage aged 34 yeares or thereabouts Sworne Sayth—That hee saw Will^m Hunts wife shoue Ann Betle Seruant to the said Will^m Hunt from the bedd and she the said Ann Beetle rose up wth her eye brow blooddy and further sayth not

March the 17 th 1663	the marke of
Sworne before mee	Henry X Sauage
Sa ^m : Chew	

Moses Groome aged 18 yeares or thereabouts Sworne sayth that comming to the howse of Will^m Hunt saw Ann Beetle Seruant to the said Will^m Hunt haue a great Cutt on her eye brow and her face and Clothes blooddy and a great Clodd of blood on the wound and heard M^{rs} Hunt uery angry wth the said Ann Beetle and further sayth not

March 17 th 1663	Moses Groome
Sworne before mee	his X marke
Samuell Chew	

Wee the Jurors of Inquest being impanell'd by M^r Samuell Chew high Sherriffe for the County of Ann Arundell to search the body of John Cowill Seruant to M^r Francis Holland of the County afore-said and hauing uiewed him doe finde according to the best of our knowledge that hee the said Jn^o Cowill did willfully of his owne accord hang himselfe to death—

Wherefore Wee the said Jurors of Inquest doe indite the said John Cowill, hee not hauing the feare of God before his eyes for feloniously murdering himselfe, And soe giue up Our Virdict by one Vnanimouse Consent by Our fforeman this 2^d day of May 1664

Samuell Chew Coroner	John Stansby
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The names of the Jurors to uiew the body of John Cowill Seruant to M^r Holland—

fforeman Jn ^o Stansbye	}	Thomas Martin	}
Richard Wells		Jeremy Suddeuan	
Nathaniell Heathcott		Will ^m Hunt	
Daniell Dicks		John Peart	
Markes Clare		Will ^m Adams	
Will ^m Roper		Samuell Thornebury	
Henry Perry			

Francis Riggs the Attorney of James Eluard dds writt agst Joseph Hosley in an accōn of debt uppon accompt to the uallue of 1330th June 20th tob:—

Warr^t to Sherriffe of Caluert County to arrest &c reī next Prouin^{all} Court 5th July next—

To the Hon^{ble} Gouverno^r and Councell in Prouinciall Court assembled [p. 279]

The humble pet^{con} of James Eluard by his Attorney Francis Riggs, Sheweth

That Joseph Hosley stands ended to yo^r pet^r upon Ballance of accompt to the uallue of 1330th tob: w^{ch} by him will not bee allowed nor Specialty pass for the paym^t thereof att this next ensuing Cropp—

Wherefore hee humbly Craues Order of this Hon^{ble} Court that the said Joseph Hosley may Satisfye the said accompt or giue p^rsent Security for paym^t of the said 1330th tob: and hee shall pray &c

Att a Speciall Court called by a Speciall Warrant from the Leiuertenn^t Generall for the Examina^{con} of one Elizebeth Greene that being brought to bed of a Bastard had feloniously made it away, And held the 31th May att the howse of Robert Kingsbury in Petuxent Riuer in the County of Caluert annoq 1664—

P ^r sent Major Thomas Brooke	}	George Peake	}	Gent ⁿ
Thomas Leitchworth		Hugh Standley		
Charles Brookes		Tobias Norton		

Whereas there was informa^{con} Giuen to M^r George Peake that One Elizebeth Greene had been brought to bed of a Bastard Childe and that she had feloniously made away wth the said Childe which being by the High Sherriffe related and made knowne to the Leiuertenn^t Generall there came a Speciall Ord^r from the Rig^t Hon^{ble} Charles Caluert Esq^r Gouverno^r to call and hold this Court for the Examina^{con} of the said Elizebeth Greene and to sweare the seuerall wittnesses knowing any thinge in this bussiness, whereupon Grace Parker Sarah Waring Judith Sharpe Christian Ellinsworth Martha Carr Elizebeth Harwood Sampson Waring and Nic^o Carr were One after the other called and seuerally Sworne as followeth (uizt)

M^{rs} Grace Parker Examined & sworne sayth That Elizebeth Greene did deny that she had had any Child, but being pressed farther did afterwards Confess she had had a Childe and had burned it, And this deponant said sure thou hast not burnt it, thou hast buried it and the said Elizebeth Greene made answe^r she had buried it in a swamp, and would shew it to this deponant and the rest of the women aforesaid the morrow morning And that this Deponant and the rest of the women went the next day but could finde noe Signe of any such thinge, And that then the said Elizebeth Greene did Confesse [p. 280]

Liber B B againe she had burnt it, And further this deponant saith that (to the best of her knowledge) the said Elizebeth Greene had gone neer her full time and had had a Childe, And farther this Deponant sayth not—

Sarah Waring and Martha Carr Examined & Sworne say Verbatim, as M^{rs} Grace Parker—But Judith Sharpe Christian Ellenworth and Elizeb: Harwood say Verbatim the same as the other women but refuse to make oath

Sampson Waring Called Examined and sworne sayth That Elizebeth Greene had Confessed before M^r Peake & Nicholas Carr that she had a Child and had burnt it, & farther sayth not

Nicholas Carr Examined & sworne sayth, the same Verbatim as Sampson Waring, but one thing more, that coming along wth the said Elizeb: Greene in the path hee should ask her wherefore she Comitted soe heinous an act to bring herselfe into ruine and she should say she had a thinge Came from her like a dogg head, And farther sayth not, That One William Wheeler said to One Thomas Taylor doe yo^w not heare something cry and hee said what and hee made answeere I heare something Cry like a pigg or a Child, and the said Will^m Wheeler goeing into the roome found the said Elizeb: Greene lying on the ground and hee asked her why she lay there and bad her goe into the bed, And farther saith not—

Then the Court being informed that One Elizebeth Billingsley could say something in this Case and she being called and examined saith the same as the other women but refuseth to take Oath—

And Elizeb: Greene upon Examina^on before the Court confessed she had burnt something that came from her but not soe any Child nor know what it was and that she had kept it two dayes by her—

And the Court was informed that One Will^m Wheeler and Thomas Taylor cann say much in Consequence to this bussiness but were not here for this informa^on was since this last Ord^r from the Gouverno^r and soe Could not bee Summoned

Lastly it is Ordered the high sherriffe haue a mittimus to take the said Elizebeth Greene and to keepe her in Safe Custody and to bring to the next Prouinciall Court which was done.

Vera Exemp of this Courts p^rceedings
in the Case aforesaid p^r mee

James Thompson Clark

[p. 281] Know all men by these p^rsents that I James Eluard Merchant in the City of Bristoll and now rideing att Anchor in Petuxent in the Prouince of Maryland doe constitute appoint and put and by these haue Constituted appointed and put my trusty & beloued freinde Francis Riggs of the afores^d prouince my true and lawfull Attorney for mee and in my name and place and to my Vse to aske, demand

sue for & recouer and receiue all such debts as are due unto mee the said Eluard and Comp^a by bills or accompts from any p^rson or p^rsons dwelling wthin the prouince aforesaid, And if it shall happen that any p^rson shall refuse payment it being lawfully demanded that then I giue further power and Authority to my said Attorney to impleade arrest imprison and Condemn untill paym^t be made unto my said Attorney and after paym^t made, out of prison to release and giue discharge & whatsoever my said Attorney shall lawfully doe in the p^rmisses I acknowledge it to bee my owne proper act & deed in law as though I my selfe were personally p^rsent att the doing thereof In wittnes whereof I haue hereunto Sett my hand and Scale this 13th day of Aprill 1664

Liber B B

James Eluard locus

Signed Sealed & deliuered

sigilli

In the p^rsence of

Richard Collett

Humphrey Archer

Thomas Dent the Attorney of William Hollingworth d^{ds} writt ags^t Jn^o Nuthall in an acc^on of debt upon accompt to the uallue of 3589th tob:—

Warr^t to Sherriffe of S^t Marys County to arrest &^c Retu^r next Prouin^{all} Co^{rt} 5th July next

Thomas Dent Attorney to M ^r	} The Plaintiffe declares ags ^t the def ^t
Will ^m Hollingworth plaint ^f	
M ^r John Nuthall defend ^t	} in an acc ^o n of debt due upon ac-
	} compt unto the plaintiffs Attorney

the Sum^e of three Thowsand ffue hundred Eighty and nine pounds of Tobaccoe as by Ballance of accompt sworne unto by the plaintiffe Attur^{no}r before the Hon^{ble} the Leiueten^t Generall may may fully (rela^on being thereunto had) appeare, which said Sum^e hath been demanded to pay or discount but the defend^t hath still neglected or refused to the pl^{ts} da^mage, Wherefore hee prayes Order of this Hon^{ble} Court for Speedy paym^t thereof wth Costs of Suite and da^mages and hee shall pray &^c

Know all men by these p^rsents that I Thomas Stone of poynton in Charles County haue bargained for Sould and possessed from mee my heires Administrato^{rs} or Assignes all my right title and Intrest of a Manno^r land Called Westbury Manno^r formerly possessed by Thomas Weston unto M^r Henry Hyde his heires Executo^{rs} Admin-istrato^{rs} or Assignes him to haue enjoy and possess in euery and Singuler manner as freely and amply as my Right and tytle thereto may or Cann bee Judged to giue to him in and upon Considera^on of the true and Just paym^t of a bill taken from him dated 2^d June 1663 and further Ingage to Assigne the pattent in my hand for the same and being soe to doe in Our County and to Cleere the former

[p. 282]

Liber B B arreares of the land due to the Lord Proprietary as Wittnes my hand
 and Seale this 2^d day of June 1663 Tho: Stone locus
 Testes Richard Chapman sigilli
 Githyn Bowne

June 23^d By Ord^r of Court past to the Attorney of Ralph Crowch for ffowre
 hund^d fifty Six pounds of tobaccoe, the Leiuetenn^t Generall Ordred
 uide folio 22 Cap^t Luke Gardner (who is endebted to the Estate of Edward Cot-
 ton) to pay unto Henry Waren Gentⁿ what tobaccoe hee the said
 Gardner Owes the said Estate Signed by Charles Caluert

uide folio 262: 263: Thomas Wynn dds writt of Execu^{cō}n V the Estate of Will^m Hol-
 lingworth 2500^{lb} tob according to Order of Court ut est in folio 262:
 & 263: being Cost of Suite and all Judiciall Charges 927^{lb} tobaccoe,
 besides amerciam^t

June 24 John Nuthall dds Summons inter ditto Nuthall and Thomas Dent
 the Attorney of Will^m Hollingworth to the Pro^{all} Co^{rt} 5th July in the
 penalty of 500^{lb} tob: upon nonappearance to the Lord Prop^r—

25 Hugh Standley dds Summons for Thomas Sprigg Mathew Stone
 and James Veach to testifye &^c in Causo, ditto Standley p^{lt}: &
 uide folio 270. Thomas Paggett defend^t re^t 5th July next—uppon forfeiture each
 500^{lb} tob:

25 Thomas Paggett dds Summons for John Chittam and Jn^o Ander-
 uide 270. son, to testifye &^c in Causo ut supra, re^t 5th July next ditto forfeiture.

25 Summons issued to sherriffe of Caluert County for Grace Parker
 Sarah Waring Judith Sharpe Xtian Ellinsworth, Martha Carr Elize-
 beth Harwood Sampson Waring Nicholas Carr William Wheeler &
 Thomas Taylor, to appeare next Pro^{all} Co^{rt} to testifye &^c in Causo
 depending betweene the Rig^t Hon^{ble} the Lord Prop^r and Elizebeth
 uide 279. Greene

[p. 283] Summons issued to the sherriffe of Caluert County to warne the
 June 25th number of nine p^rsons wthin the said County to make appearance att
 the next Pro^{all} Court to bee held 5th July next there to attend untill
 they shall bee Summoned to serue as Iurors uppon the tryall of
 seuerall p^rsons, To us p^rsented as ffellons Charles Caluert

To the hon^{ble} Gouverno^r and Councell in Pro^{all} Court Assembled

The humble pet^{con} of Jn^o Halfhead Sheweth

That Jone Niccolgutt formerly yo^r pet^{rs} Seru^t & sold to Cuthbert
 ffenwick being bound by Indenture to Serue soe many yeares as
 rela^{cō}n thereunto had may more fully appeare. Now soe it is, the
 said Jone doth refuse to serue her said Mast^r the full terme of her

time claiming her Liberty of a whole yeare, which being not allowed Liber B B
 did her ffredome Sue for att the County Court of Caluert att which
 instant neither her said Mast^r nor yo^r pet^r was p^rsent to alleadge any Vide 277
 thinge for themselues neuertheless the said Court did allow her Lib-
 erty (and soe made ffree,) to your pet^{rs} greate detriment being Com-
 pell'd to pay unto her Mast^r ffenwick for the said yeares Seruice
 One heifer and a Cow Calfe att 600^{lb} tob: and three barrills of Corne
 att 300^{lb} tob: wth 360^{lb} tob: more to James Thompson Clarke besides
 Loss of time wth this Suites Costs and Charge and the Seruants
 Seruice—

Wherefore yo^r pet^r humbly Craues Ord^r of this Hon^{ble} Court that
 the said Sertu^t may make good not onely her said Indenture but all
 Charges thereby accrued by Seruitude, or otherwise that those
 Comm^{rs} by whom she had her ffredome may therein make sattis-
 facçon and as in Duty bound hee shall pray &c—

Cecilius &c To William Price and Hannah his wife relict of Hugh
 Lee Greeting, for Certaine Causes to Vs propounded in Our Chan-
 cery Wee strictly Charge & Com^{and} yo^w that all excuses and delayes
 sett a part yo^w bee in proper p^rson before Vs, in Our said Chancery
 the fifth of July next wheresoeuer it shall bee to answeere there to such
 thinges which shall be objected against yo^w by or on the behalfe of
 Samuell Cooper then & there And further to doe and receiue what-
 soeuer our Co^{rt} shall in this bussines thinke fitt and this in noe wise
 Omitt und^r the penalty of 100^{lb} sterling and haue yo^w there this
 writt Wittnes Our deare Brother Philip Caluert Esq^r Our Chan-
 cello^r of Our Said Prouince of Maryland this 25th day of June
 1664—
 Philip Caluert.

To the hono^{ble} the Leiueteant Generall and Chancellor and the rest [p. 284]
 of the Councell of the Prouince of Maryland—

The humble pet^{con} of Jn^o Gittings the Attorney of Barnaby Jack- June 25th
 son the Guardian of Samuell Cooper, Sheweth Vnto yo^r Honno^{rs}
 Samuell Cooper sonn to Sampson Cooper late of Ryppon in the
 County of Yorke in the Realme of England by his Guardian Barnaby
 Jackson of Screttons in the County of St Marys

That the second day of Sep^r in the yeare 1654 Sampson Cooper and
 Hugh Lee entred into Correspondency of trade and Merchandize
 And the said Lee Oblieged himselfe und^r the penalty of 500^{lb} ste^r:
 to make faythfull returnes and to accompt &c, But the said Lee Con-
 trary to his Obligaçon performes nothing whereupon upon the 13th
 day of June 1659 differences betweene the said Cooper & Lee are
 referred to the Arbitraçon of John Trussell Dauid Lindsey John
 Rogers and William Pressley and bond drawne and giuen to stand
 to the Award, And upon the said 13th day of June 1659 the Arbitra-
 to^{rs} aforesaid did award that the said Hugh Lee should pay to the
 said Sampson Waring tenn thowsand pounds of tobaccoe on the tenth

Liber B B of Nouemb^r then next ensuing, and tenn thowsand pounds of tobaccoe on the tenth of Nouemb^r which was in the yeare of Our Lord 1660—

That upon the 11th Aug^t 1659 Sampson Cooper maketh his last will and Testament and Constituteth Major George Colclough Col-
lonell Jn^o Trussell Ouerseers of his will and to take Care of his sonn
Samuell and of his debts here in Virg^a willeth that during his Sonn
Samuell's stay in this Country he in noe wise Liue att Hugh Lees
howse nor that the said Hugh Lee meddle wth any part of his Estate
and Constitutes his two Sonns Samuell & Jonathan Cooper wth
Bridgett wife to the testator Executo^{rs} M^r Nicholas Ketchmade &
Anthony Branthwayte to bee Ouerseers of his two Sonns and this
will wth M^r Cooke of London Silkman, And that Major George Col-
clough and Samuell Cooper administer of all his Estate in Virg^a and
recouer Debts and send for England as by his will more att large
appeareth. Now soe it is may it please yo^r Hono^{rs} the said Hugh Lee
hauing in his life time an intent to defraud the said Cooper not only
of the twenty thowsand pounds of tobaccoe awarded him by the
Arbitrato^{rs} aforesaid, but allsoe of the specialty of fivie hundred
pounds sterling aforemenconed and all other debts due to the said
Cooper to the uallue of 8000th tob: and other Goodes as will appeare
by the Inuentory to the Court of Northumberland in Virg^a exhibited,
And Surreptitiously Seizes takes and Caryes away a trunke of write-
ings and Goods belonging to the saide Sampson Cooper dec^d and left
in the Possession of Mary Trussell whereby yo^r Orato^r is left remedi-
[p. 285] less in the law, unles releiued by this honb^{le} Court for which unjust
and illegall proceedings of the said Lees hee was by warr^t brought
before M^r John Rogers one of the Comm^{rs} of Northumberland
County in Virg^a to giue security to answer the law And att a Court
held for the said County of Northumberland 21th May 1660, It was
Ordered that the sherriffe forthwith take bond of the said Lee with
sufficient security for his appearance before the Gouverno^r and Coun-
cell of Virg^a to answer his aforesaid Crime, att which time the said
Lee puts in for his security Richard flint and John Hayne of the
said Collony who were accepted and allowed by the Court but neuer
made his appearance flying from the Justice of that Collony into this
Prouince and moreouer Contrary to the last will and Testam^t of the
said Cooper procures Letters of Administracon in this Prouince and
Administers upon the said Estate, and soon after dyes Whereupon
Hannah Lee the Relict of the said Hugh Lee upon the 25th of De-
cember Adm^{ters} upon the Estate of the said Hugh Lee her deceased
husband, and marryes William Price ag^t whome as well as the said
Hannah Lee his wife yo^r Orator humbly prayes Writt of Subp^a that
as well the said Hannah as the said William Price her husband may
sett out upon Oath what bonds or other writings they now att this
time haue or att any time heretofore had belonging to the Estate of
the said Sampson Cooper as also what Contracts Couenants or

agreement^{ts} passed betweene the said Hugh Lee and the said Cooper Liber B B
 in their life times that the Letters of Adm^{con} to the said Hugh Lee
 granted of the Estate of the said Sampson Cooper be reuoked and
 other Letters of Adm^{con} granted to yo^r Orat^r of his said ffathers
 Estate according to the tenor of his ffathers will hee being the only
 Suruiuor of the p^rsons therein willed to Administer upon the debts
 &^c in this part of the world and that the said Price may bee obleiged
 to deposite in the handes of this hon^{ble} Court as well the 200000th
 tob: due by the award aforesaid as alsoe the said Sum^e of 8000th tob:
 due for debts and Goods illegally by the said Lee Conueyed out of the
 hands of Mary Trussell aforesaid And yo^r Orato^r shall pray &^c

Summons issued to sherriffe of St Marys County for John Bas- June 25
 sick & Charles Alexander to appeare the next Prouin^{all} Court held
 the 5th July next to testifye &^c in Causo depending betweene the Rig^t
 Hon^{ble} the Lord Prop^r and Pope Aluey &^c—

Summons to ditto sherriffe to warne the number of nine p^rsons ditto die
 within the said County of the neighbourhood to make their appear-
 ance att the next Pro^{all} Court held the 5th July next there to attend
 untill they shall bee summoned to serue as Jurors upon the tryalls of
 seuerall p^rsons to Vs p^rsented as ffelons &^c—

Charles Caluert

To all persons to whome these p^rsents shall Come Greeting, Know [p. 286]
 yee that whereas Cecilius Absolute Lord and Proprietary of the
 Prouinces of Maryland and Aualon Lord Baron of Baltemore and
 did amongst other thinges Grant unto Andrew Skinner and Francis
 Riggs a parcell of land called Franckford Saint Michaelles Creeke as
 by the said Grant bearing date the 9th day of march 1663 und^r the
 greate Seale of the foresaid prouince of Maryland, Attested und^r the
 hand of his Deare Sonn and heire Charles Caluert Esq^q his Leiuenn^t
 Generall of his Prouince of Maryland more at large doth & may
 appeare.

Now further know yee that I the said Andrew Skinner for diuers
 good Causes and Considera^{cons} mee thereunto mouing Haue alien-
 ated bargained enfeofed and Sold and by these p^rsents Doe alienate
 bargain Enffeofoe and Sell all my right title and Intrest of the afore-
 said Grant from mee my heires and Assignes for euer, The said
 Francis Riggs to haue and to hould the Same unto him his heires and
 Assignes for euer according to the aforesaid Grant and not otherwise
 In wittnes whereof I haue hereunto Sett my hand and Seale the 12th
 day of March Annoq^q Domini 1663⁴—

A Skinner Locus
 sigilli

Sealed & deliuered

in p^rsence of Vs

James Shacklady

Jn^o Edmundson

Liber B B To all p'sons to whome these p'sents shall come Greeting, Know yee that Whereas Cecilius Absolute Lord and Prop^r of the Prouinces of Maryland and Aualon Lord Baron of Baltemore, and did amongst other thinges grant unto Andrew Skinner a parcell of land Called Roeclift in Talbott County lying on the north side of Choptanck riuier as by the said Grant bearing date the 9th day of March 1663 under the Greate Seale of the aforesaid Prouince of Maryland, Attested under the hand of his Deare Sonn and heire Charles Caluert Esq^r his Leiutenn^t Generall of the said Prouince of Maryland more att large doth and may appeare

Now further know yee that I the said Andrew Skinner for diuers good Causes and Considera^ons mee thereunto mouing haue alienated bargained enfeofed and sold and by these p'sents doe alienate bargain enfeofe and Sell all my right title and Intrest of the aforesaid Grant from mee my heires and Assignes for euer unto Francis Riggs his heires and Assignes for euer the said Francis Riggs to haue and to hould the same unto him his heires and Assignes for euer according to the aforesaid Grant and not otherwise. In Wittnes whereof I haue hereunto Sett my hand and Seale this 28th day of March 1664—

A Skinner locus
sigilli

Sealed and deliuered
in the p'sents of Vs
Thomas Elwes
Sampson Waring

The aboue men^oned Conueyances was by me Daniel Jenifer acknowledged in open Court as the Attorney of Andrew Skinner as in folio 287 letter of Attorney is entred, to the abouesaid Francis Riggs

Daniel Jenifer

[p. 287] These p'sents witnesseth that I Andrew Skinner doe hereby Constitute and put my Trusty and well beloued freinde Daniell Jenifer my true and Lawfull Attorney for mee and in my name and place to pass ouer in Court or prouinciall office two bills of Saile of two Seuerall p^ocells of land the One Called Franckford S^t Michaelles and the other Called Roeclift and whatsoever my Said Attorney shall lawfully doe in the p'mises I doe hereby ratifye and Confirme the same as really & amply as if I my Selfe were p'sonally p'sent at the doing thereof Wittnes my hand the 28th day of March 1664—

Wittnes Robert Heighe
Francis Riggs

A Skinner

Know all men by these p'sents that I Walter Pake of greate S^t Lawrences in the County of S^t Marys ffor seuerall Causes and good Considera^on mee thereunto mouing Doe hereby ffreely giue and grant unto my Deare Sonn in Law Henry Aspinall One hundred acres of land (out of a Pattent of ffue hundred acres knowne and

Called by the name of S^t Peters Hill) the aforesaid hundred acres of land to begin at a Bounded tree of the foresaid ffue hundred acres being a white Oake standing neer the path marked wth twelue notches and to run for the length of the said hundred acres along the East and by north line of greate s^t Lawrences, To haue and to hould the said hundred acres of land to him the said Henry Aspinall and his heires that hee shall begett of Mary his now wife and in Case of noe heire soe begotten to him the said Henry Aspinall for ninety nine yeares if hee soe long liue, Yeilding and paying the Lords Rent In wittnes whereof I haue hereunto sett my hand and seale this 16th day of May 1664

Liber B B

Signed Sealed & deliuered
in the p^rsence of Vs—

Walter Pake locus

sigilli

Walter Hall
William Gater

Then Came Thomas Griffin and desires his marke may bee re- corded, which is Cropt on the left and a flower de luce on the right Eare— July 4th

Then Came Thomas Ward and desires his marke may bee re- corded which is Cropt on the right eare and underhalf'd and a hole in the left eare— ditto

Att a Prouinciall Court held att S^t Marys on the fifth day of July [p. 288]
anno 1664

P^rsent

{ Charles Caluert Esq ^r Gouern ^r	} Mr Baker Brooke	} Councello ^{rs}	
{ Philip Caluert Esq ^r Chancell ^r			} Mr Jerome White
			Coff: William Euans

Francis Armstrong in Open Court desired the ensueinge Conuey-
ance may bee recorded wth acknowledgm^t that it is his Act and deed
to M^r Richard Preston Junio^r

This Indenture made the first day of January in the yeare of Our
Lord God 1663 Betweene Francis Armestrong on the Clifts of Cal-
uert County in the Prouince of Marylande plant^r and Frances his
wife on the one p^{te} and Rich^d Preston Junio^r of the County and
Prouince aforesaid plant^r on the other p^{te} Wittneseth that the said
Francis Armestrong and Frances his wife for and in Considera^on
of the Sum^e of Tenn Thowsand pounds of good Sound Merchantable
Tobaccoe and Caske, And alsoe one Case of English dramms to
them the said Francis Armstrong & Frances his wife before the en-
sealing and deliury of these p^rsents well and truely in hand paid by
the said Richard Preston whereof & wherewth they the said Francis
Armestrong and Frances his wife doe hereby acknowledge the Re-
ceipt thereof and of every part and parcell thereof doe fully Clearly

Liber B B and Absolutely acquitt and discharge the said Richard Preston his heires Executo^{rs} and Administrat^{rs} and euery of them by these p^rsents, Haue Granted Alyened Bargained Sold and Confirmed and by these p^rsents doe fully Clearely and Absolutely grant alien bargain sell and Confirme unto the said Richard Preston All those three Seuerall parcells of land, Co^monly Called and knowne by these names following (uizt) a Certaine parcell of land Called Armestrongs delight Containing by estima^con fifty acres of land be it more or lesse, and a Certaine parcell of land Called Weeping springe Containing by estima^con Two hundred acres of land be it more or lesse, and also a Certaine parcell of land Containing by estima^con two hundred acres of land bee it more or lesse, lying and being in Chop-tanck riuer which said last parcell of land was bargained and sold unto the said Francis Armstrong by Edward Lloyd of Talbott County in the Prouince of Maryland Esq^r As by bill of Bargaine & Sale und^r the said Edward Lloyds hand, Rela^con being thereunto had more att large it doth & may appeare, And the said other two parcells of land before men^coned Called Armestrongs Delight and Weeping Springe is lately granted unto him the said Francis Armstrong by two seuerall pattents from and und^r the Right Hon^{ble} Cecilius Absolute Lord and Proprietary of the Prouinces of Maryland and Aualon Lord Baron of Baltemore &^c Rela^con thereunto had more at large

[p. 289] it doth and may appeare All which said three Seuerall parcells of land before men^coned Containing by Estima^con in the whole fower hundred and fifty acres of land be it more or lesse, are Scituate lying and being in Talbott County in the Prouince of Maryland aforesaid, wthall and Singuler howses Edifices barnes stables Orchards Gardens buildings Rights proffitts priuiledges and heriditaments with theirre and euery of theirre appurtenances (Royall mynes and his Lōpps rents excepted) to the same belonging or appertaining, or wth the same Co^monly Vsed Occupied or enjoyed or w^{ch} are accepted reputed or taken to bee part parcell or member of the same and of all and Singuler the said p^rmises to euery part and parcell thereof together wth all and Singuler Deeds Euidences Pattents and writeings whatsoever touching & concerning only the p^rmises or any part thereof, To haue & to hold the said three Seuerall parcells of land and p^rmises wth theirre appurtenances before by these p^rsents bargained and sold or men^coned or intended to bee thereby granted aliened bargained sold and Confirmed and euery part and parcell thereof unto the said Richard Preston and to the heires and Assignes of the said Richard Preston to the only proper Vse and behoofe of the said Richard Preston and the heires and Assignes of the said Richard Preston for euer And the said Francis Armstrong and Frances his wife for themselues theirre heires Executo^{rs} Administrato^{rs} and Assignes that they the said Francis Armstrong and Frances his wife for and notwithstanding any Act done by them the said Francis Armstrong &

Frances his wife to the Contrary att the time of the Ensealing and deliury of these p'sents are and standeth lawfully & rightfully seized in theire demesne as of fee simple in theire owne right Vse, without any Condiçon limitaçon or other Vse or trust to alter Change or determine the same Estate of and in the said lands and p'mises before mençoned to be hereby granted bargained and sold and of and in euery part & parcell thereof, And that they the said Francis Armstrong and Frances his wife for and not wthstanding any Act by them to the Contrary now hath and att the time of the first Estate to bee had and executed to the said Richard Preston according to the true intent and meaning of these p'sents shall haue full power Just right and lawfull authority, to grant bargaine and sell the same and euery part & parcell thereof wth the appurtenances unto the said Richard Preston and the heires and Assignes of the said Richard Preston in manner and forme as is before in these p'sents expressed and that the said land and p'mises and euery part and parcell thereof wth the appurtenances shall from henceforth for euer remaine and Continue unto the said Richard Preston and to the heires and Assignes of the said Richard Preston freely and Clearly acquitted exonerated and discharged of and from all and all manner of former bargaines sales gifts grants dowers Joynters leases rents charges rent seck arrearages of rent annuities uses intailles statutes merchant and of the staple Judgm^{ts} forfeitures execuçons intrusions and incumbrances whatsoever and of and from all other Charges titles troubles and incumbrances wthsoever had made comitted or wittingly or willingly suffred or done, by them the said Francis Armstrong and Frances his wife or by any other p'son or p'sons whatsoever lawfully claiming by from or und^r them the said Francis Armstrong or Frances his wife or by theire meanes assent priuity or procurem^t the rent and seruices from henceforth from time to time for or in respect of the p'mises shall grow due to the Cheife Lord or Lords of the fee or fees of the p'mises only excepted and foreprized and further that they the said Francis Armstrong and Frances his wife and theire heires and Assignes shall and will att all time and times hereafter wthin the space of one yeare next ensuing the date of these p'sents upon the reasonable request and att the Cost and Charges in the law of the said Richard Preston or of the heires or Assignes of the said Richard Preston make suffer doe knowledge and execute or Cause to be made done knowledged suffred and executed all and euery such further lawfull & reasonable Act and Acts thinge and thinges deuice and deuices Conueyances and assurances in the law wthsoever for the further more perfect and better assuring and sure making of the p'mises before mençoned to be hereby bargained and sold and of euery part and parcell thereof unto the said Richard Preston and to the heires and Assignes of the said Richard Preston for euer be it by fines or fines feoffment or feoffm^{ts} recouery or

[p. 290]

Liber B B recoueryes with a single or double vouchor or Vouchers deed or deeds inrolled or not enrolled enrollm^t of these p^rsents release confirma^on wth warantee of the said Francis Armstrong and Frances his wife and theire heires and ag^t all and euery other p^rson and p^rsons w^soeuer lawfully Claiming or pretending to haue any right title intrest Claime and demand of in or unto the said Estate land and p^rmises aforesaid wth their appurtenances before by these p^rsents bargained and sold or men^oned or intended to be thereby granted bargained aliened sold and Confirmed and euery part and parcell thereof unto the said Richard Preston and to the heires and Assignes of the said Richard Preston for or by reason of any p^rtence culler wayes procurem^t or meanes whatsoeuer to be had made suffred or done against the said land and p^rmises aforesaid or otherwise wthout warantee or by all euery or any of the said wayes or meanes or by any other wayes or meanes which by the said Richard Preston or the heires or Assignes of the said Richard Preston or his or their Councell learned in the law shall bee reasonable deuiced aduiced or required soe as the same doe not Containe or extend unto any further warantee then against them the said Francis Armstrong and Frances his wife, their Executo^{rs} or Assignes or against any further Act or

[p. 291] Acts then as aforesaid and soe as neither they nor them that make such further assurance be Compelled or Compelleable to trauiill further then S^t Marys for the doing making or Executing of such further assurances and Conueyances soe as aforesaid and lastly it is agreed by and betweene the said p^rtyes to these p^rsents that all and euery the said assurances and Conueyances soe as aforesaid hereafter to be had of the p^rmises shall bee and shall be esteemed and taken to bee to the onely Vse of the said Richard Preston and of the heires and Assignes of the s^d Richard Preston and to noe other use intent and purpose whatsoeuer any thinge in these p^rsents Containing to the Contrary thereof in any wise notwthstanding in wittnes whereof the said Francis Armstrong and Frances his wife haue hereunto sett their handes and seales the day and yeare aboue written

Signed Sealed and deliuered

the marke of

In the p^rsence of

Francis ff A Armstrong

Richard Collett

locus

Francis Riggs

sigilli

Edw^d Sauage

The aboue specified p^rmises was acknowledged in Open Court
the 7th day of July 1664

Daniel Jenifer C^lke

Know all men by these p^rsents that I Francis Armstrong of Caluert County in the prouince of Maryland plant^r and Francis my wife doe acknowledge Our selues to bee firmly bound and Oblieged unto Richard Preston Jun^r of Caluert County aforesaid in the full su^me of Twenty thowsand two hundred pounds of good sound mer-

chantable tobacco and Caske to bee paid to him his Certaine Attorney Executo^{rs} Administrato^{rs} or Assignes, to the which payment well and truely to bee made Wee binde us Our heires Executo^{rs} and Administrato^{rs} firmly by these p^rsents Signed wth our handes and Sealed wth our Seales the first day of January 1663

The Condi^cion of this p^rsent Obliga^cion is such that if the aboue named Richard Preston his heires Executo^{rs} and Administrato^{rs} and Assignes and eury of them shall & may lawfully and peaceably haue hold occupy possess & enjoy all those three seuerall parcells of land Containing by Estima^cion in the whole foure hundred and fifty acres, be it more or lesse scituate lying and being in Talbott County in the prouince of Maryland aforesaid wth all and singuler theire rights [p. 292] priuiledges heriditaments and appurtenances whatsoever thereunto belonging or in any wise appertaining wthout the lett suite trouble disturbance or Contradic^cion of the aboue bounden Francis Armstrong and Frances his wife theire heires Executo^{rs} Administrat^{rs} or Assignes or any of them or of any other p^rson or p^rsons whatsoever hauing Claiming or pretending to haue any manner of right title Intrest property Claime or demand whatsoever of in or unto the said land and p^rmises aforesaid or of in or unto any part or parcell thereof by from or under the said Francis Armstrong and Frances his wife or any or either of them or without the lett suite trouble disturbance or Contradic^cion of any other p^rson or p^rsons whatsoever Claiming or pretending to haue any manner of right title Intrest Challenge Claime or demand of in or unto the said land and p^rmises aforesaid for or by reason of any other manner of wayes or meanes whatsoever by them to bee had made suffred or done ags^t the said land and p^rmises aforesaid according to the tenor purporte effect and meaninge of one Indenture of Conueyance bearing date the first day of January aforesaide 1664 made Signed Sealed and deliuered in the p^rsence of Francis Riggs and Richard Collett and Edward Sauage by the said Francis Armstrong and Francis his wife unto the said Richard Preston of the p^rmises aforesaid, as by the said Indenture rela^cion being thereunto had is it doth and may more fully appeare then this p^rsent Obliga^cion to bee uoyd and of noe Effect otherwise to be and remaine in full force and Vertue

Signed Sealed & deliuered

the marke of

In the p^rsence of—

Francis ff A Armstrong

Richard Collett

Francis Riggs

Edw^d Sauage

The foregoeing Bond was acknowledged the 7th day of July 1664 in Open Court by Francis Armstrong to Rich^d Preston Jun^r before the Gouverno^r & Councell

Daniel Jenifer C^tke.

Liber B B Summons issued to the sherriffe of S^t Marys County to inmpanell
a Grand Jury

[p. 293] Sherriffe Returnes his writt and warned ffor the Grand Jury
fforeman

Mr Thomas Nottley	W ^m Price	Thomas Wynne
Mathew Stone	ffran: Jackson	Richard Collett
ffrancis Pope	Richard Bankes	Abraham Wattson
Joseph Harrison	Randall Handson	George Beckwith
John Neuill	Justinian Gerrard	Hugh Standley
	Benjamin Rozer	

All Sworne

Then M^r Attorney Generall prefers these Indictments to the board

Let it bee enquired for the Right Hon^{ble} the Lord Proprietary if
Pope Aluey in Brettons Bay in the County of s^t Marys Cooper the
twenty ninth day of ffebruary in the yeare of Our Lord God One
thowsand six hundred Sixty three att S^t Winifreds in S^t Clements
hundred in the County aforesaid upon Alce Sandford Seruant to
the said Pope Aluey by force and Armes an Assault did make and
wth certaine skicks of noe uallue which hee the said Pope Aluey in
his right hand then and there did hold diuers blowes on the body of
the said Alce Sandford did strike soe that of the said blowes the
said Alce Sandford did dye wthin halfe an houres space and soe if
the said Pope Aluey the said Alce Sandford then and there feloniously
did Kill Contrary to the peace of his said Lordship his rule
and dignity

William Caluert

John Bessick

Charles Alexander

Let it be enquired for the Right Hon^{ble} the Lord Propriet^r if
Arthur Notttool tayler late of Abingtons Clifts in Caluert County
the tenth day of June in the yeare of Our Lord God One thowsand
Six hundred Sixty ffowre in the night of the same day by force and
Armes the howse of John Hunt of little Eltonhead Manno^r in the
said County Burglariously and feloniously did breake and enter and
One Gunn of the said John Hunts of the uallue of twenty shillinges
and One shirte to the uallue of fve shillings did feloniously steale
and carry away to the greate damage of the said John Hunt and
Contrary to the peace of his said Lordship and rule and dignity—

John Hunt

William Caluert

Thomas Sprigg

Let it bee enquired for the Rig^t Hon^{ble} the Lord Propriet^r whether
Arthur Notttool Taylor late of Abingtons Clifts in Caluert County
being in Prison in the Custody of Thomas Sprigg Gentⁿ high sher-
riffe of Caluert County for Burglary for which hee was to bee tryed
att the Prouina^l Court held this 5th of July 1664 by force and Armes
the howse of the said Thomas Sprigge in which hee was imprisoned

did breake and so out of that Prison then and there did passe and Liber B B
feloniously Escape Contrary to the peace of his said Lordship his
rule and dignity— William Caluert

Thomas Sprigge

Let it be enquired for the Right Hon^{ble} the Lord Proprietary if [p. 294]
Elizabeth Greene of Garriden in Caluert County spinster, the Sixth
day of May in the yeare of Our Lord God One thowsand Six hun-
dred Sixty ffowre being bigg wth Childe by Gods Prouidence was
deliuered of a Certaine liuing man Childe which said liuing man
Childe she the said Elizabeth Greene did throw into the fire in man-
ner and forme aforesaid then and there feloniously and of malice
forethought did Kill and Murder Contrary to the peace of his said
Lordship his rule and dignity— William Caluert

Sampson Waring	Judith Sharpe Christian Ellinsworth Martha Carre Elizabeth Harwood Elizabeth Billingsley	} Witnesses
Nicholas Carre		
Will ^m Wheeler		
Thomas Taylor		
Grace Parker		
Sarah Waring		

The aboue mençoned Judith Sharpe Christine Ellinsworth & Eliza-
beth Harwood being Called to the board wth the rest of the wittnesses
to Testifye in a Cause depending betweene the Right Hon^{ble} the
Lord Proprietary and Elizabeth Greene, and refus'd to giue their
Oathes, Therefore Ordered by the Board that they be fynede accord-
ing to Act of Assembly in that Case provided—

Att a Court held the 21th June 1664 in Caluert County

Pr ^s ent	{ Major Thomas Brooke Thomas Truman Hugh Standley Thomas Leitchworth	Charles Brookes	} Gent ⁿ
		Francis Ancketill	
		George Peake	
		Richard Collett	
		Tobias Norton	

John Hunt Came and made Complaint ag^t Arthur Notooll alleadg-
ing hee had Seuerall times broke open howses entred and robbed
them, It is therefore Ordered that the said Arthur Notooll bee bound
ouer to the Prouin^{all} Court and that the Sherriffe take him into his
Custody and p^rsent him unto the next Prouin^{all} Court to be holden the
5th of July 1664 and it is further Ordered that the said Jn^o Hunt
make recognizance to informe the Gouverno^r and Councell & there to
giue Euidence ag^t the said Notooll In manner and forme folt: uizt

This day Came Jn^o Hunt and acknowledged himselfe to become
endebted to the Lord Prop^r in the Summe of three thowsand pounds of
tob: and Caske to bee paid upon Demand—The Condiçon of this
recognizance is such that if the aboues^d Jn^o Hunt doe att the next
Prouin^{all} Court held the 5th July 1664 declare (in behalfe of the

Liber B B Lord Prop^r) what hee knowes ag^t Arthur Notttool concerninge Goods stolten then this Obliga^on to bee uoid and of noe Effect otherwise to be in full force and uertue

John Hunt

Arthur Notttool Called and Examined did openly confesse that he did breake open a Chest with an Hatchett and tooke out a burning Glasse

Ver^r Examp^r p^r me James Thompson Clerke

[p. 295] The Examina^on of Arthur Notttool taken this 5th Day of July 1664 Before the Gouverno^r and Councill

Being asked whose Seruant he was last, answered W^m Lowryes demanded what roome hee tooke M^r Smyths fflower out of answered the dairie and entred under the Ground and hid it in a hollow tree beyound my Lords

demanded if hee broke John Hunts howse open answered yes and that the Chest was open and tooke a Shirte out of it and a Trauant about a month since and that some of the Goods in the Connew was John Hunts,

being asked if hee had noe Companions to assist him said hee had none and that hee had noe Company att the Clifts and asked what hee gott att the Secretarys answered a pott of butter and a pott of Creame and gott in att the window—

being asked att what time hee gott in att John Hunts howse answered about midnight, demanded if hee broke open M^r Spriggs house said hee gott into the milke howse, then asked how hee gott his shackles off, said hee gott a horse lock and pull'd out one of the scrues, then demanded if noe body aduis'd him to breake prison or assist him answered no body

Then John Hunt was call'd before the Gouverno^r and Councill and of him demanded Whether hee could Swear that the boy Arthur Notttool did breake open his howse, who reply'd hee could not—

The Examina^on of Elizabeth Greene taken this 5th day of July 1664 Before the Gouverno^r and Councill—being asked if her name was Elizabeth Greene, answered yes, and what Country Woman she was said borne fve miles from Norwitch. asked where she liued, answered she liued last wth John Gary. You are accus'd of hauing a Bastard Childe and that yo^w did murder it. She answered she had One but did not murder it, nor did not see what she had whether it was a Childe form'd or not. What made yo^w, soe barbarous to make it away She answered she was gone But 4 monthes had yo^w a Childe borne or not, answered she did not see such a thinge but was deliuered being put into a fright by some runaways.

William Wheeler and Thomas Taylor as wittnesses V Elizabeth Greene examined, W^m Wheeler first Doe yo^w know Elizabeth

Greene. Yes I liu'd in the howse wth her. did yo^w know whether Liber B B
 she was wth Childe. hee did not know but she was ury bigg—then
 the said William Wheeler was demanded whether hee heard any [p. 296]
 thinge Cry wth a uoyce in the likenesse of a Childe. Yes something
 hee did heare like the uoyce of a Childe att the time that she was sicke

Thomas Taylor examined saith that hee Came into the howse
 when she was lying on the Ground and asked her what she ayled and
 bid her goe to bed, and that she had milke and water in her breasts
 two months before—

Grace Parker Examined saith That she was a stranger to the
 wench and did not see her aboue once all the time she was wth Childe
 and that she did search her breast and the wench deny'd she was wth
 Childe but there was milke in her breasts And it was a goeing away
 being hard and Curdled—And she desireing her to declare after she
 was deliuered what she had done wth her Childe she said she had
 buryed it in such a place but when they Came to search for it they
 Could finde noe such thinge—

John Bessick examined saith Being asked was yo^w wth Pope Aluey
 in the woods, answered yes. doe yo^w know how bigg the sticks was
 that hee struck her withall. Yes, it was a small stick lesse then his
 little finger by a greate manner being asked whether the Homony
 that Pope Aluey put into Alce Sandfords mouth was hott or Cold
 hee said Cold—

Thomas Sprigg his Charge drawne up against Arthur Notttool
 These are to Certiifye that Arthur Notttool sometime in June last
 past was Committed a prisoner into my Custody upon suspitiçon of
 Burglary and according to warrant directed to mee bearing date the
 13th June last past signed by M^r Francis Anketill the said Arthur
 Notttool did take into my Custody and put Irons upon his leggs and
 lockt him in a Close roome and put a watch ouer him for his more
 sure keeping, notwithstanding on tuesday last past in the night time
 the said Notttool did unfetter himselfe and breake his prison and
 further broke into my milke howse and tooke away 3 Cheeses wth
 him and a Canuas bagg and two loaues of bread and into the woods
 hee went and was escaped till by narrow search hee was found Witt-
 nes my hand this 5th July 1664— Thomas Sprigg

The Sherriffe of S^t Marys County returns his writt for summon-
 ing nine persons towards a petty Iury—

The Sherriffe of Caluert County returns his writt for summon-
 ing nine p^rsons for a petty Iury—

The Jurors goeing out by themselves to Consider of the Inditem^{ts} [p. 297]
 and the Euidences and their Verdicts—The Jurors Came into Court

Liber B B answering all to their names—The fforeman gaue in their Verdicts Endorsed on all the Bills, (Vizt) Billa Vera—

The Prisoners being Call'd to the Barre The Presentments was read to which each Prisoner pleads not Guilty, And Craues to bee tryed by God & their Country—

The Presentments as followeth

The Jury for the Right Hon^{ble} the Lord Proprietary doe p'sent that Arthur Notttool taylor late of Abingtons Clifts in Caluert County the tenth day of June in the yeare of Our Lord God 1664 in the night of the same day by force and Armes the howse of John Hunt of little Eltonhead Manno^r in the said County Burglariously and feloniously did breake and enter and One Gunn of the said John Hunts of the uallue of twenty shillings and One shirte to the uallue of fve shillings did feloniously steale and carry away to the greate damage of the said John Hunt and Contrary to the Peace of his said Lordsp his Rule and Dignity—

The Jury for the Rig^t Hon^{ble} the Lord Proprietary doe Present that Arthur Notttool Taylor late of Abingtons Clifts in Caluert County being in Prison in the Custody of Thomas Sprigg Gentⁿ high sherriffe of Caluert County for Burglary for which hee was to bee tryed att the Prouin^{all} Court held this 5th July 1664 by force and Armes the howse of the said Thomas Sprigg in which hee was imprisoned did breake and soe out of that Prison then and there did passe and feloniously escape Contrary to the peace of his said Lordsp his rule and dignity—

The Jury for the Right Hon^{ble} the Lord Proprietary Doe p'sent Pope Aluey in Brittons Bay in the County of s^t Marys Cooper the twenty ninth day of ffebruary in the yeare of Our Lord God 1663 att S^t Winifreds in s^t Clements Hundred in the County aforesaid upon Alce Sandford Seruant to the said Pope Aluey by force and Armes an Assault did make and wth Certaine Sticks of no uallue which hee the said Pope Aluey in his right hand then and there did hold, diuers blowes on the Body of the said Alce Sandford did strike soe that of the Said Blowes the said Alce Sandford did dye wthin halfe an houres space, and soe that the said Pope Aluey the said Alice Sandford then and there feloniously did kill Contrary to the peace of his said Lordsp his Rule & dignity

[p. 298] The Jury for the Rig^t Hon^{ble} the Lord Proprietary Doe p'sent Elizabeth Greene of Garriden in Caluert County spinster the sixth day of May in the yeare of Our Lord God 1664 being bigg wth Childe by Gods Prouidence was deliuered of a Certaine liuing man Childe which said liuing man Childe She the said Elizabeth Greene did throw into the fire, And soe that the said Elizabeth Greene the liuing man Childe by throwing into the fire in manner and forme aforesaid, then and there feloniously and of malice forethought did Kill and

Murder Contrary to the peace of his said Lordſp his Rule and Liber B B Dignity—

The Grand Jury discharged and the Petite Jury called (uizt)

Foreman M ^r Richard Smyth	Thomas Bennitt
Joseph Horsley	William Hatten
W ^m Dorrington	William Watts
Francis Armstrong	Robert Jones
Robert Blinckhorne	William Black
William Groome	William Harper

The presentments was againe read to the said Jurors, And the Euidences Called Examined and Sworne as afore—The Jurors wthdrew to Consider on the said Bills and theire Charge—

The Jurors being called and answering all of them to theire Call by theire Seuerall names—The fforeman deliuers in theire Verdicts endorced on the backside of each bill with this word (uizt) Guilty—

Pope Aluey Arthur Nottooll and Elizabeth Greene all Called by theire names to the Barre—

Pope Aluey first demanded of him what hee had to say for himſelfe. To which hee Craues Benifitt of Clergy, which was granted him, And the booke being giuen and demanded whither he read or not, Anſwere was made that hee read—

Arthur Nottooll being demanded what he had to say for himſelfe To which hee Craues benifitt of Cleargy, w^{ch} was Granted him, and the booke being giuen, and demanded whither he read or not, Anſwere was made, that hee read—

Ordered thereupon that the said Pope Aluey & Arthur Nottooll bee forthwith burnt in the brawne of theire righte handes with a red hott Iron. Which was by the Vnder Sherriffe immediately Executed—

Then was it demanded of Elizabeth Greene, what she had to say [p. 299] for herſelfe, Anſwered that she threw herſelfe on the mercy of the Board, being againe demanded if that was all she had to say, she Anſwered Yes—Then Sentence of Death past upon her by the Gouverno^r and Judge in these words following (uizt) Elizabeth Greene Yo^w shall bee Carryed to the place from whence yo^w Came, from thence to the place of Execu^{co}n, and there bee hang'd by the neck till yo^w are dead, and soe God haue Mercy upon yo^r Soule.

On the Morrow being the 8th July 1664 warr^t issued to the Sher-riffe of s^t Marys County for the p^rformance of Execu^{co}n (uizt)

Whereas Elizabeth Greene was att Our Court of Sessions Ar-raigned for Murder and there found Guilty by the Virdict of the Jury, upon which sentence of Death was past as by the Judgment giuen on the 6th day of July 1664 doth upon Our Record appeare,—

These are in the name of the Rig^t Hon^{ble} the Lord Proprietary of this prouince to will and require yo^w to see the said Elizabeth Greene

Liber B B carried to the place of Execu^{co}n this 8th p^rsent betwixt 8 and 9 of the Clock in the morning there to hang by the neck till she be dead according to the Iudgm^t giuen on the 6th day of this p^rsent Instant, And for soe doeing this shall bee yo^r Warrant Giuen und^r my hand this 8th July 1664— Signed Charles Caluert
To the High Sherriffe of S^t Marys County

The Sherriffe returnes the abouesaid writt and endorsed on the back side thereof Executed By Mee Thomas Dent—

Francis Gunby p^{lt}: }
Richard Deauo^r def^t } noe returne

uide 261 George Read p^{lt}: }
Mary Bateman the } respited as it was last pro^{all} Court
Ex^{trix} of Jn^o Bateman def^t }

Mary Bateman the }
Exe^{trix} Jn^o Bateman p^{lt} } Retracted—
James Jolly defend^t }

Pope Aluey p^{lt}: } the p^{lt}: being und^r restraint the Cause not
James Veitch dff^t } heard—

[p. 300] James Eluerd by his Attō } the plaintiffe sues as in his pet^{con} in 278
Francis Riggs, plaintiffe } defend^t desires the proue of his letter
Joseph Horsley defend^t } of Attorney from James Eluerd The
p^{lt} not prouing his letter of Attorney hauing but one wittnesse p^rsent
the other being att Petuxent, the def^t Craues a Nonsuite which by
the board was Ordered wth Cost of Suite—

To the Hon^{ble} Gouverno^r and Councill

The humble pet^{con} of Jos: Horsley

Humbly desires Ord^r for these ffees ffollowing ag^t Francis Riggs
the Attorney and ffactor of James Eluerd who reputed himselfe
soe—

Nonsuite	350
	60 Attorney ffees
	120 4 days goeing and Coming and
	2 days attendance
	530

Ordered by the Court that these Charges bee sattisfied the def^t
being 530th tob:

268 Mary Bateman p^{lt} } let fall'n there being noe such person att pres-
Nic^o Spencer defend^t } ent as Ann Wright, she marrying Dauid ffox
of Rappahannock—

Nic^o Spencer p^{lt} }
 M^a: Bateman def^t } let fall'n ut supra—

Liber B B

Jn^o Nuthall p^{lt} } the p^{lt}: sues as in his pet^{con} upon a specialty in
 Tho: Dent defnd } folio 275—Judgm^t by the def^t confest for 3892th
 tob.: the remaine of the said Bill there being a receipt on the back
 side for part thereof to be paid att One intire payment & accordingly
 entred for Iudgni^t—

Jn^o Nuthall p^{lt}: }
 Tho: Dent defnd } respited for an hour till the Defend^t
 the Atto^r of Hollingworth } puts in his answer

Jn^o Reed p^{lt}: } the p^{lt} sues as in his pet^{con} fo: 276 the def^t
 Geo: Reed defnd } put^t him to proue his declara^{con} that he had
 made any trespass upon the said land—the p^{lt}: not prouing any tres-
 pass neither by wittnesses or otherwise the def^t Craues Nonsuite,
 which by the Board is Ordered—likewise the Board hath Ordered the
 def^t these charges following

A nonsuite	350	} 500 th tob:
3 dayes attendance . .	90	
Attorneyship	60	

Summons in ditto Causo for Peter Ioy in Court—

John Halfhead p^{lt} } The p^{lt} sues as in his pet^{con} fo: 283 produc-
 Jone Nicculgutt def^t } ing the def^ts Indenture—The defnd by her
 Attorney puts in her answer which is as folt:

To the hon^{ble} the Gouverno^r and Councill

The defence of James Thompson Gentⁿ in the behalfe of Jone
 Moglanna (uide)

283
330

Imp^r In answere to that Clause in the pet^{con} of the plaintiffs w^{ch}
 saith that neither the plaintiffe nor M^r Cuthbert ffenwick were p^rsent
 att that time when Jone Maglanna had her freedome Granted by
 Order of Our Court, I the said James Thompson in behalfe of the
 said Jone Maglanna doe auerre th^e Contrary And Cann and will [p. 301]
 proue that M^r Fenwick was then p^rsent and did demand of mee (who
 then was alsoe her Attorney) why I needed to sue in this Case and
 I made him answere why doe yo^w then retaine her and hinder her
 ffreedome And hee said I hinder her not, and therefore that Clause
 in the Plaintiffs declara^{con} is erroneously alleadged—

Secondly that pretended Indenture is noe way effectuall to binde 2¹⁷
 the said Jone Maglanna it being made allmost a twelue month after
 her Arriual as by two Oathes (now resting upon Record in Caluert
 County and whereof the Plaintiffe hath a Coppy) may euidently
 appeare, therefore the defnd is unjustly sued for anothers yeares
 Service.

Liber B B Third^{ly} the def^t hath truely and honestly serued the full Complem^t
 3^d of seruitude w^{ch} she came in for and according to the tenor of that
 false Indenture (if that said Indenture cann obleidge her) and there-
 fore had her ffreedome granted her by Order of Court it being but
 iust and due after twelue yeares service—

4th Fourthly except the plaintiffe cann proue the said Oathes falsely
 and partiallie taken and soe Consequently Ouerthrow the said Order
 of Court (which I looke upon to be a ticklish point and too strong
 foundations to build my defence upon in this Suite) I shall humbly
 Craue of this Hon^{ble} Court such satisfac^{on} for this uniuert moles-
 ta^{on} as Iustice and equity shall require wth Cost of Suite—

5th fifthly and lastly I shall desire this Hon^{ble} Court would be pleased
 seriously to take it into theire Iudicious Considera^{on}, that if Orders
 of Court bee soe weake and mens Oathes soe little auailable as thus
 upon euery turne like to be brought to nothing, Noe man shall euer
 haue either security for his debt or Certainty of his Cause whatsom-
 euer or howsoever Ordered in soe much that Lawes and Courts to
 maintaine the right of lawes will seeme excluded and totally
 ouerthrowne

The Plaintiffe still pleades for satisfac^{on} for his seruants time
 that is due by Indenture. The Board ueiwing the Indentures It is
 Ordered that the Comm^{rs} of Caluert County doe informe this Court
 of the whole proceedings att the next Prouin^{all} Court and giue the
 reasons of the Setting free the said Seruant Jone Nicculgutt and
 that she doe alsoe then appeare to make her defence therein—

The Court is adjourn'd by the Leiutenn^t Generall till tomorrow
 morning 9 of the Clock punctually

The Court mett againe on wensday 6th July 1664 all p^rsent as before—

Thomas Dent p^{lt} } the p^{lt} sues as in his declara^{on}—the deft produc-
 Ant^o Griffin def^t } eth a receipt that the said debt is Satisfyed. the
 depositiones of Nic^o Gwyther & Rob: Jones taken in this Case—

uide 252: Ordered that the defend^t pay the plaintiffe 400th tob: being the
 254: remainder of the p^{lt}s specialty for 1000th tob:—

[p. 302] Att a Court held at Newtowne for the County of S^t Marys the
 first twesday in June 1664—

M ^r Rob: Slye	} M ^r Jn ^o Vanhack	} Comm ^{rs}	
M ^r Jn ^o Lawson			M ^r Nic ^o Young
M ^r Jn ^o Nuthall			Leiut ⁿ Coff Jn ^o Jarboe

To the worshp^l Comm^{rs} of the County of S^t Marys

The humble pet^{con} of Richard Bancks and Randolph Handson
 humbly sheweth—

That yo^r pet^{rs} as ffeoffees in trust to Elizabeth the wife of Docter Luke Barber sues the defend^t Hen: Spincke for 3000^{lb} tob: and Caske formerly belonging to the said D^r Luke Barber as appears by specialty bearing date 24th June 1660 therefore yo^r pet^r Craues an Order of this worp^l Co^t for the s^d debt wth Cost of suite—And they shall allwayes pray—

Cap ^t Rich: Bancks and Randal Hanson	{	In the debate of this Cause
as ffeoffees in trust to Elizab: the		the defend ^t appealed to the
wife of D ^r Luke Barber p st :		Prou ^{all} Courte—It is ordered
Henry Spincke defend ^t		that the proceeding be sent
to the next Pro ^{all} Court and that the defend ^t giue security for his		
appearance there and in Case he be Cast to pay double damages and		
Cost of suite		Vera Copia Walter Hall

The Answer of Henry Spincke

Defendeth himselfe and saith that hee oweth not unto the said Rich^d Bancks and Randall Hanson nor unto Elizabeth the wife of D^r Luke Barber any thinge true it is that he is Obleiged unto the said Luke Barber the sume of 3000^{lb} tob: due by bill which said bill hee Conceiues himselfe not bound to pay to Richard Bancks Randall Handson nor the wife of D^r Luke Barber, for this reason hee the said Barber neuer had any Consent of the s^d Spincks to assigne the debt aforesaid to any p^rson—

And the Court Considered that the bill by which the said Henry Spincke stands endebted to the said Luke Barber is made pay^{ble} onely to the said Luke Barber and not to his heires Executors Administrators or Assignes and therefore Ordered that the Appealant be dismissed sine die—

Thomas Nottley the Attorney of Rich^d Bancks & Randall Handson ffeoffees in trust to Elizabeth the wife of D^r Luke Barber in this Cause appeales to th^e Assembly which hee desireth to haue notice on the Record Entred thereof—

The Court Ordered that the ffeoffees in trust to Elizabeth the wife of D^r Luke Barber pay but single Court Charges to Henry Spincke [p. 303]

for three dayes attendance.....	90 ^{lb} tob:
Two dayes Coming and goeing.....	60
Attorneys ffees	60

210

Att a Court held in Charles County March the 8th 166³₄

P ^r sent Mr Henry Adams	{	Mr Zachary Wade	{	Comm ^{rs}
Mr Walter Beane		Mr Will ^m Marshall		

Mr John Meekes by his Attorney Will^m Price presenteth this ensuing pet^{con}

Liber B B To the Commis^{rs} of Charles County

The humble pet^{con} of Jn^o Meekes sheweth

That yo^r pet^r being a stranger and hauing obtained an order ag^t the Estate of Humphery Haggett to the uallue of 3935^{lb} tob: or thereabouts for the which yo^r pet^r tooke out Execu^{con} the sherriffe hauing Contrary to lawes as yo^r pet^r supposeth after Execu^{con} serued without notice giuen yo^r pet^r sworne insufficient apprayers to the Greate Detriment of yo^r petitioner Yo^r pet^r therefore begs that the bussinesse may bee heard betweene the sherriffe & him and that Justice may take place & hee shall pray &c.

Whereupon the sherriffe produced this ensuing note uizt

An Apraysm^t of two Seruants of Ann Haggetts Admt^r of Humphery Haggett taken on execu^{con} by Order from Jn^o Meekes this 10th of february anno 166³/₄—The Apprayers Henry Franckcom and Nehemiah Little

James Williams apprayed att.....	2000 ^{lb} tob:
Daniel Russell apprayed att.....	3000
	<hr/>
	5000

Apprayed by Vs aboue written as
wittnes Our handes—

Henry Franckcum
Nehemiah N Little

Sworne before mee this 10th ffebb: 166³/₄
Jos: Harrison

[p. 304] Whereupon the said Meekes humbly requires to haue a reappraysment and that the Court would be pleased to appointe any indifferent men to reapprays the Said Seruants alleading that hee had heard that one, or both of the Apprayers should say that if in Case hee or they had knowne what they haue knowne since they would haue apprayed them att seauen thowsand pounds of tobb:

Whereupon it is the opion of the board that it is noe legall appraysm^t and that allsoe because there was no warr^t of Appraysm^t issued forth and because M^r Meekes was not p^sent nor had any notice of the Appraysment—

It is therefore Ordered that M^r John Neuill and Alexander Smyth shall reapprays the s^d Seruants who being sworne in open Court to make a true appraysment of James Williams and Dan: Russell according to the best of their understandings—They demanded to know how long James Williams and Daniel Russell each of them had to serue and the sherriffe auerring that James Williams had about One yeare and three quarters to serue and Daniel Russell about six yeares

They apprayed James Williams att.....	1500 ^{lb} tob:
and Daniel Russell att.....	2000
	<hr/>
	3500

Whereupon it was the oponion of the board that they had made a Liber B B uery Just appraysment of them.

Hanc ueram esse Copiam testimonium facit Caroli Comitatus Amanuensis— Georgius Thompsonus—

Know all men by these p^rsents that wee Henry Adams Walter Beane Zachary Wade William Marshall of Charles County in the prouince of Maryland Comm^{rs} Doe hereby Constitute Ordaine and appoint Our trusty and well beloued freinde George Thompson of said County and Prouince Gentⁿ Our true and lawfull Attorney for us and in Our names to Answer and defend an acc^{on} of the Case Commenced against us by the last sherriffe of the said County M^r Francis Pope Giuing and hereby Granting unto Our said Attorney our full power and lawfull Authority in the p^rmises as fully largely and amply might or Could haue if personally there p^rsent and under him one or more Attorney or Attorneys to Constitute Ordaine and appointe and him them or any of them att his will and pleasure to reuoke annihilate and make uoyd Ratifying and allowing and houlding firme and stable all and whatsoeuer Our said Attorney shall doe or Cause to bee done in or about the p^rmises as fully largely and amply as wee Our Selues might or Could doe If personally there p^rsent and did and acted or had Caused to haue been done and acted the same as wittnes these Our handes and Seales this 4th of June 1664—

Signed sealed and deliuered

In the presence of Vs.

John Hodgson

John Walton

his **I** marke

Henry Adams

Zachary Wade

Walter Beane

his **A** marke

William Marshall }

his **Q** marke } Seale

Seale

Seale

Seale

Francis Pope plaintiffe

Henry Adams Walter

Beane Zachary Wade and

W^m Marshall defendants

} The p^{lt}: sues as in his pet^{con} in folio
274 The defendants by theire Attor-
ney George Thompson pleads on the
back of the declara^{con} by endorsm^t not
Guilty—

Joseph Harrison deposeth in open Court that hee sworne Henry Franckcum and Nehemiah Little as apprayers of two men seruants for John Meekes and under the repute of honest men—

Abraham Rowse sworne in open Court saith—after I had Executed these Seruants and brought them to an appraysment I sent them to M^r Meekes whereupon they askt M^r Meekes for some Vic-
tualls and hee caryed them to Cap^t Troopes and keepes them there 14 days after which was an acceptance—

The p^{lt} saith hee is dampnified 1500th tob: which they stopt in theire owne handes Therefore desires remedy ag^t the Commission^{rs} of the County as aforesaid

Liber B B James Williams saith, I did Come to M^r Meekes I was sent to him by M^r Rowse, hee askt mee what I was appraydsd att I told him I could not tell by reason M^r Rowse bid mee I should not tell him till hee came—

The Judgment of the Board is that the 1500th tob: be paid the plaintiffe by the Comm^{rs} of Charles County then p^rsent in Court wth Charge and Cost of Suite—

ptt Coppy A bill of Charges of Francis Pope late high sherriffe of Charles County in the suite against the Comm^{rs} M^r Henry Adams Walter Beane Zachary Wade and W^m Marshall as followeth—

ffor M ^r Joseph Harrisons being Subpœned from the upper partes of Nanjemy 3 dayes Comming 3 dayes goeing and 2 dayes attendance att the Court at 30 th	240
	th tob:
[p. 306] Brought from the other side	240
For Henry Franckcum 3 dayes coming 3 dayes goeing and 2 dayes attendance	240
For James Williams from Portobacco 2 dayes and halfe coming and 2 dayes and halfe goeing and 2 dayes attendance	210
For Abraham Rowse from Piccowaxen 2 dayes coming 2 dayes goeing and 2 dayes attendance	180
For my owne coming 2 dayes and 2 dayes goeing and 2 dayes attendance	180
For Attorneys ffees	60

 1110

Ordered that 1110th tob: bee satisfiysd the plaintiffe by the Comm^{rs} for Charge

283: 284 John Gittings the Attorney of } the plaintiffs bill which by him
 Barnaby Jackson the Guardian } in Chancery was preferr'd ag^t
 of Samuell Cooper the Orphan } the defendents being read the
 of Sampson Cooper plaintiffe } defend^{ts} by there Attorney puts
 William Price and Hannah Lee } in some Objectiones, after some
 the Relict of Hugh Lee defend^t } disputes, the deft^s Craues day
 till the next Prou^{ll} Court to put in there answere. Ordered that
 William Price and Hannah Lee the Relict of Hugh Lee haue till
 the first day of the next Prouin^{all} Court and there in Chancery to
 put in there answere to the bill preferr'd ag^t them as in folio 284 in
 Chancery Likewise Ordered that those letters of Admi^{con} formerly
 granted to Hugh Lee on the behalfe of the said Sam: Cooper bee
 reuok't and that other letters of Admin^{con} be granted Samuell
 Cooper the Orphan of Sampson Cooper deceased

Hugh Standley p^t: } The p^t sues as in his declaracō in fo: 270 Liber B B
 Thomas Pagett def^t } The Aligacō, that the def^t did call him
 Cheating Knaue and that hee would proue him soe. the defend^t
 pleads a Justifycacō & trauers Michaell Crandley and Ann his wife
 sworne in open Court saith that there was a Certaine bill for tobacco
 remaining in the handes of M^r Hugh Standley which by him in
 theire hearing was promised to be deliuered up to Thomas Paggett
 whensoever hee would Call for it which being refused by the p^t was
 by the def^t call'd Cheating Knaue Jn^o Anderson and John Chittam
 likewise att the request of the defend^t sworne in open Court saith,
 that there was a Cow and Calfe (by rela^cō) M^r Trumans which
 said Calfe was by Hugh Standley kill'd Contrary and wthout any
 Order of M^r Trumans Therefore alleadged by the defend^t to bee
 a Cheating Knaue after some disputes the Court desired both par-
 ties to let the bussiness fall the p^t being att this instant indispos'd
 in health and hauing noe Attorney to plead for him that was sensible
 of the whole bussinesse upon which the defend^t urg'd for a nonsuite
 which was granted wth Cost of suite uerte

Thomas Paggett his bill of Cost and Charge in Answer to the [p. 307]
 Suite of Hugh Standley allowed by the Court uizt

	lb tob:	
4 witnesses 7 dayes	760	} 1170
Attorneys ffees	60	
a nonsuite	350	

John Nuthall p^t: } This Cause being before respited for an uide 276
 Tho: Dent defend^t } hour untill the def^t could put in his an-
 the Attorney of Will^m } swere, which is uiz^t hee submitts to bee
 Hollingsworth } accomptable before Auditors appointed
 by the Court, upon which 4 Auditor^s was appointed with this ensue-
 ing Commission to impower them thereto—

Cæcilius &^c whereas there are seuerall Causes depending betweene
 M^r John Nuthall p^t: and M^r Thomas Dent the Attorney of William
 Hollingsworth def^t: upon accompt, And for as much as the saide
 parties hath desired the s^d differences to bee put to foure Auditor^s
 by Vs appointed in Prouin^{all} Court, Wee doe therefore hereby will
 and require yo^w Cap^t Thomas Manning Nicholas Young Thomas
 Sprigg and John Gittings Gentⁿ that dilligently uiewing all papers
 whatsoever that shall bee brought before yo^w concerning the Bussi-
 ness aforesaid yo^w send a report thereof under yo^r handes and seales
 to the next Prouinciall Court held at s^t Marys the 4th day of Octob^r
 next ensueing the date hereof, And doe hereby further appointe and
 Authorize yo^w to Examine upon Oath and take depos^{ns} of such
 p^rsons that cann giue Euidence in rela^cō to the p^rmisses aforesaid
 Giuen und^r my hand and lesser Seale of this Prouince this 7th day

uide order
 329: 330

Liber B B of July in the 33th yeare of his Lordšps Dominion Ouer this Prouince annoꝝ Domini One thowsand Six hundred Sixty ffowre—

To Cap^t Thomas Manning
 Nic^o Young Thomas Sprigg
 & Jn^o Gittings, Gentlemen

Thomas Dent the Attorney of } The defend^t submitts to bee ac-
 W^m Hollingsworth plaintiffe } comptable before Auditors ap-
 John Nuthall defendant } pointed by the Court the aboue
 uide 281 men^oned Comms^{on} being likewise of Concerne wth this Cause—
 Ordered Vt supra—

Thomas Nottley merchant acknowledgeth sattisfac^on receiue'd for three thowsand seauen hundred thirety ffowre pounds of tobacco and Caske due to him the said Thomas Nottley from Hannah Lee, by Vertue of an Order by the Prouin^{all} Court bearing date the 9th Sept^r 1663

William Price Confesseth Judgment to the abouesaid Thomas Nottley for the said Sum^e of Three Thowsand seauen hundred thirety ffowre pounds of tobaccoe and Caske—

Before Philip Caluert Esq
 Daniel Jenifer Clarke

[p. 308] Cap^t Nicholas Gwyther p^{lt} } The p^{lt}: sues in his pet^{con} in fol: 275
 Thomas Wynne defendant } and wthall hee produced an Indenture
 betweene him and Richard Willan as folt: (uizt)

This Indenture made the 3^d day of July in the yeare of Our Lord God 1662 Beetweene Cap^t Nic^o Gwyther late sherriffe of the County of S^t Marys in the Prouince of Maryland on the one part And Richard Willan now Sherriffe of the said County in the prouince aforesaid on the other parte Wittneseth that the said Nicholas Gwyther doth deliuer upp to the said Richard Willan, Robert Stack being Committed Close Prisoner for disturbing the Minister in diuine Seruice And I the said Richard Willan doe hereby acknowledge to haue receiued the said Stack In wittnes whereof the parties aboue named haue Interchangeably sett theire handes and seales the day and yeare aboue written— Richard Willan Seale

Signed sealed and deliuered

In the p^sence of

John Gittings
 Henry Heylyn

Jn^o Gittings deposed saith that in his p^sence the aboue men^oned Indenture was sealed and deliuered by Richard Willan as his Act and deed unto Cap^t Nicholas Gwyther hee being a wittness thereto.

The defendant put's in his answer (uizt) The defend^t desireth that the plaintiffe may bee enforced to proue that hee Committed the

said Robert Stack into my Predecessors Custody (Richard Willan) Liber B E
 which if hee fayleth of prouing wee humbly Conceiue Our selues to
 bee noe wayes Obligated to satisfie the plaintiffes demand and then
 most humbly Craue an abatement of the writt wth an Order of Court
 for Cost and Charge of suite &^c—

The Court allowed the aboue menconed Indenture Sufficent proffe
 for the deliuey of the prisoner unto Rich: Willan But Considering
 the Orphans of the said Willan will bee the Sufferers if Judgm^t
 should passe against the defendant It is Ordered that this Cause bee
 respited till the next Prouinciall Courte—

The Court being informed that William Jackson is deceased and
 that hee hath left a two yeare old heifer to Robert Jones and the said
 Jones hauing been att the Charge of the burying the said Jackson,
 Therefore—

Ordered that the said Jones pay the funerall Charges and take the
 said Heifer for his owne proper use wthout any letters of Adminis-
 tracon issuing thereon—

Peter Joy & Jn^o Mirth p^{ts} } This Cause was respited last Prouin^{all} [p. 309]
 Hugh Standley defendant } Court untill the Chancello^r of this Prou-
 ince and M^r Henry Cowrsey bee p^rsent in Court who was then Judge
 in the Testamentary Causes. The Chancello^r being now p^rsent in
 Court, and the will of Daniel Goulson againe produc^d by the defend^t, uide 252
 and alleadg^d by the defend^t that it was not a prou^d will, the the
 def^t produceth letters of Administracon which makes it a will
 prou^d—

The defend^t Craues a nonsuite, which was granted wth Cost and
 Charge as followeth (uizt)

To the hon^{ble} the Gouverno^r and Councell of Maryland

The humble pet^{con} of Hugh Stanley for these Charges against
 Peter Joy & Jn^o Mirth

The Court afore ffebb: Court 4 dayes attendance..	120	} th tob: 890
Attorneys ffees	60	
ffebb: Court 4 dayes att attendance.....	120	
Attorneyes ffees	60	
July Court 4 dayes attendance.....	120	
Attorneyes ffees	60	
Nonsuite	350	

Summons in Court issued in ditto Causo for Richard Smyth re^t
 this p^rsent Prouinciall Court &^c—

Liber B B Symond Carpenter p^{lt}:
 Mary Bateman the Ex^{trix} of
 uide 261 John Bateman defend^t } This Cause was last Prouin^{all} Court
 respited The defend^t demands the
 plaintiffs Attorney M^r Richard Collett
 his powers, which was produced but Could not proue it haueing but
 one wittnes p^rsent.

The def^t Craues a nonsuite which was Granted wth those Charges
 following (uizt)

To the hon^{ble} the Gouverno^r and Councell of Maryland

The humble pet^{con} of Thomas Manning Attorney of M^{rs} Mary
 Bateman For these Charges ags^t Symond Carpenter—

Coppy Ba:	February Court 4 dayes attendance.....	120	} tb tob: 710
	Attorneys ffees	60	
	July Court 4 dayes attendance.....	120	
	Attorneys ffees	60	
	Non Suite	350	

Mary Bateman the Exet^{rix} } The p^{lt} sues as in her pet^{con} in fo: 241
 of John Bateman p^{lt} } the defend^t by his Attorney M^r Rich^d
 Samuell Chew defent } Collett alleadgeth that the said debt of
 Coppy One thowsand thirety fiue pounds of tob^b: is sattisfyed as by re-
 ceipt to bee seen, which said receipt Could not be produc'd by the
 def^t nor the payment thereof prou'd, Therefore Ordered that Judgm^t
 pass upon the said specialty of Samuell Chewes for the said Sum^e
 of 1035th tobaccoe—

[p. 310] John Sheppard p^{lt} } The p^{lt} sues as in his petition in fol: 231 by
 Thomas Bennitt deft } his Attorney Daniel Jenifer The defend^t de-
 mands by what power hee sues. the p^{lt} produced his letter of Attor-
 ney but his wittnesses not present. the p^{lt} alleadeth that ther hath
 been an Order past allready, hee sueing then by the same power the
 defend^t would not answere but to the same p^rson then impowred by
 the p^{lt} who was Jn^o Samwayes. Therefore the Court thought good
 to dissmis the Cause and the defend^t to beare his owne Charge—

Complaint being made to the Court by the Hon^{ble} Philip Caluert
 Esq^r on the behalfe of M^r Thomas Ellison of Vergenia that one
 man Seruant of the said Ellisons by name James Courtney alias
 Order 341 Mudge being by hue and Cry apprehended was by W^m Bretton a pre-
 tended Attorney of the said Ellisons sold to Cap^t Thomas Manning
 to the greate damage of the said Ellison—

Ordered that Summons issue to warne the said W^m Bretton that
 hee make his p^rsonall appearance att the next Prouin^{all} Court to make
 his defence herein, and to doe and receiue what by the Court shall
 bee Ordered therein—

Summons issued accordingly to the sherriffe of S^t Marys County Liber B B
to warne the said W^m Bretton & infra re^t the 4th Oct: next

Laid out for Cap^t Samuell Tilghman of London Marriner a tract
of land lying on the East side of Chesepiake Bay and on the north
side of a riuer in the said Bay Called Choptanck riuer Beginning
att a marked Oke upon a point neer the mouth of a Coue on the west
side of Tradauen Creeke running north East up the Creeke for
breadth 200 perches to the head of a Branch bounding on the north
by a line drawne north west from the end of the north east line for
length 500 perches on the west by a line drawne south west from
the end of the northwest line for breadth 200 perches on the south
by a line drawne south East from the end of the southwest line unto
the first markt Oke on the East wth the said Branch and running
from the head of the said Branch on the East side south west downe
the branch and Creeke for more breadth 270 perches to a markt Oke
bounding on the south by a line drawne south East from the said
Oke for length 370 perches on the East by a line drawne north East
from the end of the south East line 270 perches on the north by a
line drawne northwest from the end of the north East line unto the
head of the branch on the west by the said branch and Creeke Con-
taining and now laid out for One thowsand acres more or lesse

uide 243:
244

These P^rsents wittnesseeth That I Samuel Tilghman of London
Marriner doe hereby Constitute Ordaine and put my Trusty & well-
beloued freinde John Nuthall of S^t Marys County in the prouince of
Maryland Gentⁿ my true and lawfull Attorney for mee and in my
name and place to pass ouer in Court the sayle of the aboue men-
cioned land being One thowsand acres of land by Suruey; Called
Tilghmans Fortune wth Surrender of the Pattent Granted to mee
under the Greate Seale of this p^ruince of Maryland bearing date this
17th day of January anno 1659 Wittnes Josias Fendall Esq^r his
Lordšps then Leiuenn^t Vnto Francis Armstrong of the Clifts in
Caluert County in the said Prouince, to him and his heires for euer
wth all rights Priuiledges and the appurtenances thereunto belonging,
and whatsoeuer my said Attorney shall lawfully doe in the premises
I doe hereby Ratifye and Confirme the same, allowing what my said
Attorney shall doe or Cause to bee done in or about the p^rmises or
any of them in as ample manner and forme to all intents and pur-
poses as I the said Samuell Tilghman might or Ought to doe if I
were then and there p^rsonally p^rsent as Wittnes my hand this 26th
day of Aprill 1664—

uide 243:
244
[p. 311]

Samuell Tilghman Seale

Signed sealed and
deliū in the p^rsence of
mee Daniel Jenifer

The said John Nuthall did in Open Court pass away and make
Ouer in the Behalfe of Cap^t Samuell Tilghman by uertue of the fore-

Liber B B going letter of Attorney unto Francis Armstrong his heires and Assignes for euer the said pcell of land of 1000 acres called Tilghmans Fortune as is on the other side of this leafe exprest the boundes—

Acknowledged in Open Court this
6th day of July 1664 before mee
Daniel Jenifer C^lke

This Indenture made the 28th June in the yeare of our Lord God 1664 Betweene Thomas Marsh of the County of Ann Arundell in the Prouince of Maryland Gentⁿ of the One p^{te} & Thomas Manning of Caluert County in the Prouince of Maryland of the other parte, Wittneseth that the said Thomas Marsh hath Clearly bargained sold and by these p^rsents Clearly bargaineth and selleth to the said Thomas Manning three hundred acres of land lying upon the Clifts in Caluert County being the moiety or one halfe of 600 acres of land formerly belonging to my ffather M^r Thomas Marsh late of Ann Arundell County Gentⁿ who sold to the s^d Manning the other moiety or one halfe of the 600 acres of land which sale I doe by these p^rsents Confirme with all and singular the appurtenances and proffitts which he the said Marsh or any other person or persons to his use hath haue or had in the said 600 acres of land with the appurtenances from him the said Thomas Marsh and his heires to the said Thomas Manning and his heires for euermore, and further the said Marsh Couenanteth and granteth and allsoe warranteth that he hath Law-
[p. 312] full power and Authority to Bargaine and sell the p^rmisses to the said Manning and his heires as aforesaid ffreed and acquitted and att all times hereafter discharged by the said Marsh of and from all manner of former and other Bargaines grants sales Trusts forfeitures Joynters Dowers Surrenders Judgments Execu^{co}ns, and of and from all other titles troubles and incumbrances whatsoever and att all times hereafter att request had and made by the said Manning to the said Marsh hee shall giue more assurance or assurances as by the Councell learned in the law shall bee aduised deuised or Required for the more absolute & p^rfect surety and sure making of all and singular the six hund^d acres of land and euery part and parcell thereof unto the said Manning and his heires for euer in Considera^{co}n of ffue thowsand pounds of tobaccoe and Caske in hand paid by the said Mannyng to the said Marsh as by Bills bearing date wth the date hereof more at large appeares In wittnes hereof the said Marsh haue sett his hand and seale the day and yeare aboue written

Signed sealed & deliuered

Thomas Marsh Seale

In the p^rsence of

the marke of

ffrancis ff A Armstrong

ffrancis Waste

The Conueyance of land aboue specified was in open Court the 6th July last acknowledged and past ouer from and by Thomas Marsh of Ann Arundell County unto Cap^t Thomas Manning of the Clifts in Caluert County

Daniel Jenifer Clarke

27 $\frac{3}{m}$ 64

This Indenture made the 15th day of Aprill in the yeare of Our Lord God 1664 Beeteene Francis Armstrong of the Clifts in Caluert County Plant^r and Frances Armstrong his wife of the one part and John Edmondson of the Clifts in Caluert County Merchant on the other p^{te} Witnesseth that the said Francis and Frances Armstrong hath Clearly Bargained and sold and by these p^sents Clearly Bargaineth and selleth to the said John Edmondson Three hundred and fifty acres of land Called Sarke lying on the south side of Chop-tanck riuier, lying beeteene the land of Andrew Cooke and Thomas Todd as by the Pattent more att large appeares bearing date the \wedge with all manner of Proffitts Gaines and Aduantages arising upon the same which hee or any p^rson or p^rsons to his use hath haue or had To haue and to hold the said land To the said Edmonds his heires and Assignes for euermore, And allsoe the said Armstrong hath Bargained and sold to the s^d Edmonds The Pattent anent the said land, which land the said Armstrong waranteth to the said Edmonds and that hee hath lawfull power and Authority to Bargaine and sell the Premises from hime The said Armstrong and his heires for euer to him the saide Edmonds and his heires for euer wth warranty or warranties or otherwise as by the Learned Councell of the said Edmonds his heires or Assignes shall bee aduised all former Bargaines and Sales Joynters and Dowers leases and of all other incumbrances and Charge whatsoever they be except the rent to the Right Hon^{ble} the Lord Propriet^r And the said Armstrong from him and his heires for euer haue sold the said land to the saide Edmonds and his heires for euer In wittnes whereof the said Armstrong haue sett his hand and seale the day and yeare aboue written and likewise Frances his wife—

Signed and sealed
in the p^sence of

Thomas Mannyng

Jos: Horsley

the marke of

Thomas **B** Backster

ffrancis Waste

Francis **ff A** Armstrong Seale

the marke of

Frances **F A** Armstrong Seale

[p. 313]

The foregoeing Conueyance was by Francis Armstrong and by the Attorney of his wife Frances Armstrong (uizt) (Francis Riggs) acknowledged and past ouer unto Jn^o Edmonds in open Court the

Liber B B 6th July 1664 wth all theire right title and Interest of the said to the
said John Edmondson and his heires for euer Daniel Jenifer

27 ³/_m 64

Know all men by these p^rsents that I Frances Armstrong doe appoint my freinde Francis Riggs in my behalfe and in my steade to make ouer unto John Edmondson and his heires A conueyance of land sold by my husband and mee called by the name of Sarke lying upon the south side of Choptanck riuer, as wittnes my hand and seale this 4th day of July 1664 the marke of

Testes Demetrus Cartwright
the marke

Frances **F A** Armstrong

Robert **£** Dickson

[p. 314] Know all men by these p^rsents that I Francis Armstrong of Caluert County in the Prouince of Maryland plant^r for and in Considera^on of one able hand to mee in hand allready receiued by John Taylor of the same County and prouince aforesaid plant^r haue bargained sold aliened assigned and set ouer and by these p^rsents doe for mee my heires Executo^{rs} and Administrato^{rs} and assignes bargainne sell alien assigne and sett ouer unto the said John Taylor his heires And Assignes Two hundred acres of land comonly knowne and called by the name of Armstrongs Quarter according to Pattent Granted me for the same Scituate lying and being on the East Side of Chesipiake Bay a little to the southard of James Island beginning att a marked Pyne by the Bay side, To haue and hold the said land and premises with all and Singuler Rights Priuiledges and appurtenances unto the said John Taylor his heires and Assignes for euer wth waranted against all and all manner of Claimes or demands by from or under mee my heires Executo^{rs} or Administ^{rs} or by or from or under our or any of Our Procurem^{ts} hereby promising to saue defend and keepe Harmless the said Jn^o Taylor his heires and Assignes of and from all and all manner of Charges Rents ffynes Mortgages Sales grants arrearages of rent or former incumbrances whatsoever further promising & obleidging my selfe heires Executors and Administrato^{rs} att the request and Charge of the said Jn^o Taylor to make such further assurance or assurances for the said land as his Councell in the law shall him thereto aduize. In Wittnes whereof I the said Francis Armstrong haue hereunto put my hand and seale this sixth day of July 1664 the marke of

Signed Sealed & deliuered
in the p^rsence of
Nicholas Barhalett
Thomas Owen
Edward Sauage

Francis **ff A** Armstrong

The aboue menționed alienaçon was in open Court acknowledged Liber B B
this 6th day of July 1664 from And by Francis Armstrong unto The
Attorney of Jn^o Taylor for the use of the s^d Taylor wth the land
therein menționed to him the said Taylor & his heires

Daniel Jenifer Clarke

27 $\frac{3}{m}$ 64

July 6th 1664

Then Came Robert Macklyn and deliuered up in open Court his
Grant or Pattent for ffoure hundred acres Called Macklyn Burgh
lying on the East side of Chesipiake Bay, wth an assignm^t on the
back side thereof unto John Bagby & Guy White and made acknowl-
edgm^t thereof in Court unto the said Bagby and White wth all the
said lands rights proffitts & priuiledges

Daniel Jenifer Clarke

27 $\frac{3}{m}$ 64

Ther being noe more Bussiness att p^rsent the Leiutenn^t Generall
appointed the next Prouin^{all} Court to bee held the first twesday in
October next being the 4th day

Memorand^m that this 25th day of July 1664 there Came before [p. 315]
Vs Thomas Brooke and Charles Brooke Gentⁿ Justices of the Peace
of Caluert County for the Lord Proprietary William Dorington of
the County aforesaid in person and did Confess to Owe to the Lord
Prop^r ffoure hundred pounds sterling, alsoe att the same time there
Came in person John Sinclare of the Same County and did Confess
to Owe likewise to the Lord Proprietary ffoure hundred pounds
sterlinge—

The Condiçon of this Recognizance is such that if John Grammer
doe make his p^rsonall appearance att the next Prouin^{all} Court to bee
holden att s^t Marys and doe answere then and there to what shall
bee objected ags^t him in the behalfe of the Lord Propriet^r and abide
Judgment Then this Recognizance to be uoid and of noe Effect
otherwise to stand and bee in full force and Vertue

Confessed Before Vs

Thomas Brooke
Charles Brooke

To the hon^{ble} The Leiuten^t Generall of Maryland

Thomas Dent Sherriffe of S^t Marys County in Compliance and
Obedience to a writt to me directed bearing date the 23^d day of
Nouemb^r Anno Domini 1663 and Signed by the Leiutenn^t Generall
of this Prouince haue warned twelue men as I am Comāded in the
said writt who being Conuened att my house, upon the land of
Thomas Weston deceased to be extended and uiewing the said lands

Liber B B & other Comodities thereof doe apprayse the same att fflowre hundred pounds of tobacco yearely which said land att the rate extended will in Ninety and Nine yeares make up the sume of thirety nine thowsand six hundred pounds of tob: Wittnes my hand and Seale and the seales of all the rest who are apprayrsers thereof the 31th May 1664

Randall Handson		Thomas Dent	seale
this <i>RH</i> marke	Seale	William Hewes	Seale
William Harper	Seale	Abraham Wattson	Seale
William Black	Seale	the marke of	
the marke of		Will ^m W Canady	Seale
Stephen <i>E</i> Roberts	Seale	the marke of	
the marke of		Rob ^t M Mackling	Seale
William <i>WP</i> Price	Seale	the marke of	
the marke of		Siluanus <i>W</i> Gilpin	Seale
John <i>E</i> Maggay	Seale	Will ^m Elgate	seale

[p. 316] The Charge Giuen to the Jury 31th May 1664 The Gentlemen of the Jury are to Consider barely the uallue of the landes of Tho: Weston deceased, as it was found by them that first settled upon the seuerall Deuidents and soe Compute what it may bee yearely worth untill the Debt of 21600th tob: bee paid with the Damages and Charges that hath thereby been Incurred—

Imp ^r the Losse susteyned for want of ready tob: to improue	} th tob:
the bare Interest amounting att 8 th p ^r rent for Eleauen	
yeares	19008
paid to Cap ^t Gwyther in 1661 w th other Charges	1500
paid to arreares of rent 23 th sterling reduced to tobacco...	3680
The principle Debt	21600
paid to M ^r Brittain	90
for Executing 39600 th tob:	1850
for Summoning the Iury	120
paid to Iury men att 30 th	360
paid for accomodating the Iury	120
	<hr/> 48528

These p^sents wittnes that I John Nutwell of s^t Marys in the Prouince of Maryland plant^r for a ualuable Considera^on to me giuen haue sold and deliuered and doe hereby sell & deliuer unto Thomas Courtney of Caluert County in the prouince afores^d Plant^r his heires and Assignes One sorrill mare wth a dockt taylor and her two hinde feet white and her fore feet gray and she is four yeare old and the aduantage and I the said John Nutwell Doe hereby warrant the said Mare wth all her increase for euer unto him the said

Thomas Courtney his heires and Assignes against any One what- Liber B B
 soeuer Claiming thereto and against all Just Claimes in Law Wittnes
 my hand this 10th day of Septemb^r 1664—wth the Increase of her
 from this date I say John Nuthall

Wittnes Henry Darnall

the marke of

Daniel D C Clocker—

John Gittings the Attorney of Coff: Robert Smyth of Rappahan-
 nock in Vergeina dem^{ds} Scire Facias (uizt) against John Collett for
 non payment of 1800th Sweate sented tobacco, returnable att the next
 Prouin^{all} Court to bee held on the 4th day of Octob^r next dated 11th uide 347
 July 1664 as followeth— 348

Cæcilius &^c To the Sherriffe of Baltimore County Greeting because [p. 317]
 that John Collett ought to haue paid to Coff Rob^t Smyth of Rappo-
 hannock in Vergeina the sume of Eighteene hundred pounds of
 Sweete Sented tobacco in Caske as appeareth to us upon ueiw of the
 Records of Our Prouin^{all} Court which is yet unpaid as is alleadged uide 347
 Wee Comand yo^w that yo^w make knowne unto the said John Collett 348
 that hee bee att Our Prouin^{all} Court on the 4th day of October next
 att S^t Marys to shew Cause if any hee haue why the said tobacco
 should not be leauyed upon his lands Goods and Chattles and to the
 said Rob^t Smyth bee deliuered according to the force and effect of
 the said Judgm^t and haue yo^w there the names of those persons by
 whom yo^w haue made this knowne unto him and this our writt
 Giuen att s^t Marys this 11th July anno Domini 1664 Wittnes Our
 Deare Sonn and heire Charles Caluert Esq^z Our Leiuten^t of o^r s^t
 Prouince.

Mary Bateman the Ex^{trix} of Jn^o Bateman Esq^z dds writt ag^t July 16th
 Aug^o Herman in an acc^{on} of debt upon Accompt to the uallue of
 5th sterf: and 4648th tobb: and 12 Guilders flemish—

Warr^t to sherriffe of Baltimore County to arrest &^c re^t next
 Prouin^{all} Court 4th Octob^r next—

To the Hon^{ble} the Gouverno^r and Councell of Maryland—

The humble pet^{con} of Mary Bateman Ex^{trix} to John Bateman Esq^z
 deceased sheweth

That Augustine Herman of little Bohemia in Baltimore County
 merc^t stood endebted unto yo^r pet^{rs} husband Jn^o Bateman Esq^z dec^d uide 330
 in the sume of fue pounds sterling foure thowsand six hundred
 fourty eight pounds of tobacco the Ballance of an acc^t of nine thow-
 sand two hundred & fue pounds of tob: due by acc^o and alsoe twelue
 Guilders the Ballance of an acc^t of two hundred and three Guilders
 which said seuerall Sumes are become due unto yo^r pet^r as Ex^{trix} to
 her dec^d husband now soe it is that the said Augustin Herman refus-

Liber B B eth to pay all or any of the said seuerall sumes soe become due as aforesaid whereupon yo^r pet^r humbly pray Order of this Hon^{ble} Co^{rt} as well for the said ffive pounds sterling as the said ffoure thowsand six hundred fforty Eighte pounds of tobb: and twelue Guilders—And yo^r pet^r shall pray &^c.

[p. 318] Mary Bateman the Ex^{trix} to John Bateman Esq^{de} dec^d dds writt of Attachm^t ags^t any the Goods debts or Chattles belonging to the Estate of Richard Wright (uizt)

Attach any the Goods debts or Chattles wthin this prouince belonging to the Estate late of Richard Wright of Baltemore County dec^d to the uallue of nine pounds tenn shillings sterl: and One thowsand ffowre hundred fourty one pounds of tobb: & them keepe in yo^r Custody untill Ann the Relict of the said Richard Wright now the wife of Dauid Fox or some other Exe^{tor} or Adm^r of the said Richard Wright or his or theire Attorney doe appeare att the next Prouin^{all} Court to be holden att S^t Marys on the 4th day of Octob^r next there to answere to the suite of Mary Bateman Ex^{trix} to Jn^o Bateman Esq^{de} dec^d in an acc^{on} of debt upon accompt to that uallue & abide Judgm^t of Co^{rt} therein and then and there returne this writt and this shall bee yo^r Warrant Giuen und^r my hand this 16th day of July 1664—

To the hon^{ble} the Gouverno^r and Councell of the prouince of Maryland

The humble pet^{con} of Mary Bateman Ex^{trix} to Jn^o Bateman Esq^{de} dec^d sheweth

That Richard Wright late of Checacone in the Collony of Verg^a Dec^d stood endebted stood endebted unto yo^r pet^{rs} husband in the sume of nine pounds tenn shillings sterling and one thowsand foure hundred fourty one pounds of tobacco being the ballance of an accompt of tenn thowsand two hundred twenty and three pounds of tobacco which said seuerall Sumes are now become due unto yo^r pet^r as Ex^{trix} unto John Bateman her dec^d husband now soe it is that the Estate of the said Richard Wright dec^d within this prouince of Maryland is dayly in danger to bee exported out of the Jurisdiction of this prouince and no Exe^{tr} or Adminis^r appeareth wthin the Prouince to represent the said Estate whereby yo^r pet^r is in danger to bee left remidillesse—

Wherefore yo^r pet^r humbly prayes that she may haue Attachm^t ags^t the Estate late of Richard Wrighte dec^d wherefore it might bee found within this prouince for nine pounds tenn shillings sterling and One Thowsand ffoure hundred forty one pounds of tobb: to the end the Executors or Administrators of the said Richard Wright may bee Compelled to appeare to defend the said Estate and further Order of this hon^{ble} Court for the said seuerall debts due as aforesaid, And she shall pray &^c—

Thomas Sprigg the Attorney of Thomas Mountford demands writt of Summons for Benjamin Rozer and Jn^o Emerson to testifie &c as witnesses to the delivry of a power by letter of Attorney To the said Sprigg from the said Mountford, in the penalty of 500^{lb} tob: each person if not appearance made on the 4 Octob^r next Liber B B
[p. 319]

Hugh Standley dds writt ags^t Thomas Paggett in an accōn upon his Case for Slander and Defamacon to the uallue of 30000^{lb} tobacco— August 5th

Warr^t to sherriffe of Caluert County to arrest &c reñ next Prouin^{all} Court 4th Octob^r next

ditto Standley dds summons in ditto Causo for Henry Thickpenny Jn^o Reed Nathaniell ffrench Margarite ffrench Henry Pope Ann his wife and Alice Godsgrace to ditto Court to testē &c, in a Cause depending betweene Hugh Standley p^{lt}: & Thomas Paggett def^t in an accōn upon his Case for slander and defamacon, to the uallue of 30000^{lb} tob: ut supra upon forfeiture of 500^{lb} tob: each person in not appearing—

another summons in ditto Causo for Mathew Stone James Veitch and Thomas Sprigg, to testefy ut infra Retuñ the 4th day of Octob^r next in ditto penulty

To the Rig^t Hon^{ble} the Governo^r & Councell of Maryland—

Hugh Standley p^{lf} } Accōn upon his Case for slander & defama-
Tho: Pagget defend^t } con—The Plaintiffe declares ags^t the defend^t
in an accōn upon his Case for Slander and Defamacon for that the defend^t sometime in ffebruary last past att a store kept att Jn^o Gram-
mers house neer S^t Leonards Creeke in Caluert County before a
greate Company of people the defend^t did then and there falsly and
Maliciously slander the p^{lt}: the def^t calling the plaintiffe Knaue
Cheating Knaue and further saying and affirming that hee would
proue the p^{lt}: a Cheating Knaue and other Odious words to the p^{lt}:
then did giue concerning a bill deliuered by the defend^t to the plain-
tiffe as Administrat^r of Giles Sadleir, Now soe it is the p^{lt} has been
in actuall Service for the Lord Proprietary and for many yeares
past Commissionated to bee a Justice of peace in the County where
the p^{lt}: receiued these false and malitious words from the defend^t,
And therefore the plaintiffe sayth in ffact hee is dampnified in his
Credit Thirty thowsand pounds of tobacco and Craues Redress of
this Hon^{ble} Court with Cost of Suite And hee shall pray &c— 331
333

William Price of S^t Georges Hundred dds writt ags^t Edward Ward Edward Ward Edward Ward Wardus in an accōn of debt to the uallue of 600^{lb} tob:— [p. 320]
Aug^o 8th

Warr^t to sherriffe of Caluert County to arrest &c returnable next Prouin^{all} Court 4th October next

Liber B B To the hon^{ble} Governo^r and Councell in Prouin^{all} Court Assembled
The humble pet^{con} of William Price sheweth

That Edward Ward Edward Ward Edward Ward Edward Ward
Wardus did upon the 16th day of June 1663 assume upon himselfe to
pay yo^r pet^r his heires or Assignes att or upon the tenth day of
uide Left: sound, merchantable tobacco and Caske to bee paid att M^r Boarmans
Plantacon in S^t Marys riuer as by his specialty will appeare which
atto^r: 326 said sume of six hundred pounds of tobacco the said Edward Ward
Edward Ward Edward Ward Edward Ward Wardus hath not paid
and still refuseth to pay to yo^r pet^{rs} damage—

Wherefore hee prayeth Ord^r of this Hon^{ble} Court for speedy
paym^t therein wth Costs and Damages, And hee shall pray &^c—

Aug^o 23^d Thomas Dent dds summons for John Abington to testifye &^c in
Causo inter Jn^o Nuthall plt: & Tho: Dent def^t the Attorney of
William Hollingworth in an acc^{on} of debt upon Accompt, und^r the
penalty of 500th tob: upon nonappearance

Warr^t to sherriffe of Caluert County to summons &^c Re^t next
Prouin^{all} Court, 4th Octob^r next

Warr^t for John Grammers Estate

These are in the name &^c to will and require yo^w forthwth to Cause
a Gener^{ll} Inuenty of all the Goodes debts and Chattles that shall or
may Come to yo^r Sight or knowledge belonging to the Estate of
uide 353 Jn^o Grammer of Petuxent in Caluert County, and make yo^w returne
Inuenty thereof att Our next Prouin^{all} Court to bee held att S^t Marys on the
4th day of Octob^r next, and for soe doing this shall bee yo^r Warrant
Giuen und^r my hand this 23^d day of August 1664—

To the sherriffe of Caluert County or his deputy

Signed Charles Caluert

[p. 321]
p^o Septemb^r James Lee demands writt against James Lindsey in an acc^{on} of
the Case—

Warr^t to sherriffe of Charles County to arrest &^c Re^t next Pro-
uin^{all} Court the 4th October next

ditto Lee dds summons in ditto Causo for Edmund Lindsey and
Bartholemew Gather—under the penalty of 500th tob:—

Summons to ditto sherriffe to warne &^c re^t ut supra

James Lee Plaintiffe } The Plaintiffe declares ags^t the defend^t in
James Lindsey defend^t } an acc^{on} of the Case for that the said
Defend^t did in the time of his sheriffally take away and unjustly
Detaine a Maid Seruant of the Plaintiffes greatly to the losse and

hinderance of the said Plaintiffe, forcing him the said Plaintiffe to Liber B B
 passe his bill for Eighte hundred pounds of Porke and Two hundred
 pounds of Tobacco for his said seruant or else hee the said Defend^t
 would send her to New England, The aforesaid Two hundred pounds
 of tobaccoe being as the Defend^t p^ttended for the aforesaid maid
 seruants imprisonm^t. The Premises being taken into yo^r Honno^{rs}
 Serious Considera^{ti}on, The Plaintiffe humbly Craues yo^r Honno^{rs}
 will please to Order him the said Defend^t to returne him his bill wth
 Cost and da^mages or such other sattisfac^{ti}on as yo^r Honno^{rs} in yo^r
 wisdomes shall thinke fitt, & hee shall pray &^c—

Jn^o Waire dds writt ags^t George Reynolds in an acc^{ti}on of Debt thirde
 to the uallue of 10000th tob: and Caske—

Warr^t to sherriffe of s^t Marys County to arrest &^c Ret next Pro-
 uin^{all} Court 4th Octob^r next

To the hon^{ble} the Gouverno^r and Councell

The pet^{con} of John Waire—Humbly Sheweth

That whereas George Reynolds stands endebted to yo^r pet^r the
 quantity of Tenn Thowsand pounds of tobacco and Caske, p^r his
 default in not Deliuering yo^r said pet^r three seruants as by his obli-
 ga^{ti}on doth more att large appeare—

Wherefore yo^r pet^r humbly Craues an Order of this hon^{ble} Court Rob: Slye
Attorney
 for the said debt Together wth da^mage and Costs of suite, and yo^r
 pet^r as in Duty bound will pray &^c

George Goodrick demands writt of Attachm^t ags^t the Estate of uide Ord^r
348:
 Edward Prescott wth this ensuing Preamble as followeth—(uizt)

Whereas by an Ord^r of the Prouin^{all} Court dated the 5th of Octo- [p. 322]
Sep^r 5th
 ber 1659 It was Ordered that George Gooddrick should haue fwe
 thowsand pounds of tobacco wthout abatement out of the Estate of
 Cap^t W^m Lewes deceased Extended, as by the said Ord^r more att
 large appeareth, And whereas Edward Prescott did undertake to pay
 the said fwe thowsand pounds of tobacco unto the said George Good-
 rick as well as other debts to other Credito^{rs} in Considera^{ti}on of a
 Lease of the lands of the s^d Lewes to him by the Lord Proprietary
 Granted for and during the whole time of the Extent which Said
 Sum^e of 5000th tob: is yet unpaid as is auerred and the said Edward
 Prescott doth willfully absent himselfe out of this Prouince to the
 intent to defraud the Creditors of the said W^m Lewes Estate
 Therefore

Attach any of the Goods debts or Chattles wthin this Prouince to
 the uallue of 5000th tob: in Caske belonging to the saide Edward
 Prescott, and them keepe in yo^r Custody, untill the said Edward
 Prescott or any Attorney for him shall put in security to bee att the
 next Prouin^{all} Court to bee held att s^t Marys the 4th day of Octob^r

Liber B B next to Answer the Suite of the said George Goodrick in an accōn of debt to the uallue of 5000th tobacco in Caske and abide Judgm^t of Court therein, and then and there returne this writt Giuen und^r my hand this 5th day of Sep^r 1664—

To the sherriffe of

Signed Philip Caluert

Charles County or his Deputy

Henry Tripp his Declaracon of Appeale from the County Co^{rt} of Caluert unto the Prouinciall Co^{rt} held 4th Octob^r next

To the hon^{ble} the Gouverno^r & Councell of Maryland

The hum^{ble} pet^{con} of Henry Tripp sheweth

That yo^r pet^r was arrested to Caluert County Court held in Aug^o last past by James Veitch in an accōn upon the Case of Trouer & Conuersione and the said Veitch in his Declaracon did lay Claime
 uide Ord^r 337
 338 to a Cow a yearling and a Calfe as in his Declaracon more att large may appeare and to proue his title to the said Cattle did supcena one Samuell Vines to be his wittnes who was sworne to declare the truth and the whole truth in that Case depending betweene the said Veitch and yo^r pet^r and when the wittnes was Declaring what he could say the said Veitch the said wittnes did disturbe and abuse before the Court saying hee did subpcena him to bee his wittnes and not to bee the Defend^{ts} wittnes, And the said Veitch did alleadge to the Court that the wittnes (though subpcena'd by him) was not fitting to speake saying that the wittnes was a Rogue & had been found upon the bed
 [p. 323] wth that whore his Mistris And would Sweare any thinge for her and many other abusiue words the said Veitch did speake in the Court to disturbe the Wittnes and when the said Veitch could not haue Sworne what hee would hee told the Court that hee would put a little more Charge to it and Craued a Iury to haue his Cause tryed by, whereupon yo^r pet^r Appealed to yo^r Honno^{rs} which yo^r petition^r did obtaine but the said Veitch did urge the Court and would not be otherwise sattisfyed till yo^r pet^r had put in Security to pay double Costs and dañages which was Ordered—

Y^r Pet^r doe in all humility throw himselfe and Case upon yo^r Honno^{rs} not doubting but yo^r Judgment will bee according to Justice and equity, And yo^r pet^r shall pray &c.

Henry Tripp demands writt of Summons for Joseph Horsley William Euans and John Torner in ditto Causo

Summons to sherriffe of Caluert County to warne &c re^t 4th Octob^r next und^r the penalty of 500th tobb:

Cap^t Josias ffendall & Rob^t Hundley Administ^{rs} and Guardians to the Estate and Children of Cap^t Christopher Russell dec^d dem^{ds} writt ags^t Cap^t James Neale in an accōn of the Case to the uallue of 500th tobacco

Warr^t to Sherriffe of Charles County to arrest &c Reī next Pro- Liber B B
uin^{all} Court the 4th October next

To the hon^{ble} Gouverno^r and Councill of Maryland

The humble pet^{con} of Josias Fendall and Robert Hunley Admin-
istr^s and Guardians to the Estate and Children of Captaine Christo-
pher Russell dec^d sheweth

That Cap^t James Neale hath lately marked seuerall trees upon the
land formerly belonging unto Cap^t Christopher Russell also Claimed
part of his as his, thereby dampnifying the Children of the said
Russell to the uallue of fīue hundred pounds of tobacco—The Prem-
ises Considered—It is the humble request of yo^r Petitioners that yo^r uide ord^r
Honno^{rs} would bee pleased to take it into yo^r Serious Considera^{cons} 339
and Order the said Cap^t Neale to pay unto the said Children fīue hun-
dred pounds of tobb: and allso relinquish his Claime, And yo^r pet^{rs}
shall pray—

Aprill 12th 1664

Wee whose names are und^r written being Summoned to uiew the
Corps of a man found upon the shore, doe here under Our handes
testifye that to the best of Our Judgm^{ts} hee might bee accidentally
Cast away and drowned further wee cannot say—

the marke of	Rich: Gary	the marke of
John W Waren	Jn ^o Medley	Roger Digginge
the marke of	William Brooke	the marke of
Rob ^t P ^T Thomas	the marke of	Jn ^o <i>W</i> Handy
Edw ^d Elliott	W ^m O Bourke	the marke of
Geo: Shaw		Rich ^d <i>S</i> Addams
		Geo: Reynolds

Att a Court held for the County of Ann Arundell June the 14th 1664 [p. 324]

Present	Rob ^t Burle	} Comm ^{rs}
	M ^r Roger Groste	
	Fran: Holland	
	Jn ^o Norwood	
	Cap ^t Thomas Beeson	}
	George Puddington	
	Ralph Williams	

Whereas Ann Couell hath been seuerall times required to giue an
account of the Estate of John Couell deceased, and She allwayes
refuseth to giue an acc^t and likewise refuseth Contrary to the Act
of Assembly to exhibite an Inuentory or account of the Estate of
John Mott deceased though she hath been often Summoned to that
effect, in prosecu^{con} of which neglect and denyall of bringing in an
account the Court hath Ordred the said default to bee entred and to
bee returned unto the Prouin^{all} Court according to Act.

Vera Copia teste me Theo: Lewys Clef: Commⁿ.

Liber B B Hugh Standley dds writt of Summons for Michaell Cranley And
 Sep^r 20th Ann his wife and Margerite Read to testifye &^c in a Cause depending
 uide 319 inter ditto Stanley plt and Thomas Paggett def^t to the next Prouin^{all}
 Co^{rt} 4th Octob^r next und^r the penalty of 500th tob: each person not
 appearing

ditto die James Veitch dds writt of Summons for Samuell Vines Demetrius
 Cartwright James Price & Will^m Euans to testifye &^c in a Cause de-
 pending upon an Appeale from the County Court of Caluert inter
 ditto Veitch def^t and Henry Tripp plt: under the penalty of 500th
 uide 337: tob: each person not appearing, to the next Prouin^{all} Court being the
 338: 339 4th October next—

21th Then Came James Veitch and desires the marke of his Cattle may
 bee entred which is as foll (uizt) both Eares Cropt and a halfe moon
 on the upper part of both Eares—

Doct^r Luke Barbier dds writt ags^t Henry Spincke in an accōn of
 debt to the uallue of 3000th tob:—

uider order Warr^t to sherriffe of s^t Marys County to arrest &^c Ret. next Pro-
 339 uin^{all} Court 4th Octob^r next—

To the hon^{ble} The Leiutenn^t Generall and Councell of Maryland

The humble pet^{con} of Luke Barbier sheweth

That Henry Spinck is indebted to yo^r pet^r by bill three Thowsand
 poundes of tobacco A Considerable part of which is yet unpaid—The
 premises Considered yo^r pet^r humbly prayes an Order for the Re-
 mainder, And hee shall pray &^c

[p. 325] Then came Marmadue Snowe and dds writt of Scire facias ags^t
 Sep^r 21th Thomas Gerrard Esq^j which is as followeth (uizt)

Cæcilius &^c To the sherriffe of s^t Marys County Greeting, because
 that Thomas Gerrard ought ought to haue paid unto Abell Snow or
 his Certaine Attorney his Executo^{rs} or Administrato^{rs} the Summe of
 One thowsand pounds sterling att the ffeast of S^t John Baptist which
 was in the yeare of Our Lord God 1640 as appeareth by One recog-
 nizance now upon Record in Our Prouin^{all} Co^{rt} which is yet unpaid
 uide order as is Alleadged, Wee Comand yo^w that yo^w make knowne unto the
 346 said Thomas Gerrard that hee bee att Our next Prouin^{all} Court to
 execucon bee holden att s^t Marys on the 4th day of Octob^r next, to shew Cause
 355 if any hee haue, why the said One thowsand pounds sterling should
 not bee leauyed upon his lands Goods and Chattles, and to Marmadue
 Snow to whom the Rig^t of the said Abell is Conueyed as by
 deed from the said Abell to Idith Snow, and from the said Idith to
 the said Marmadue appeareth bee deliuered according to the force
 and Effect of the said two seuerall Recognizances, And haue yo^w

there the names of those persons by whom yo^w haue made this knowne unto him Giuen att S^t Marys this 21th day of Septemb^r 1664. Wittnes Our Deare Brother Philip Caluert Esq^r Our Chancello^r of Our said Prouince of Maryland—

Signed Philip Caluert

Know all men by these p^rsents That I Thomas Nottley Merchant haue Remised Released and for euer quit claime unto and by theis p^rsents Doe Remise and Release William Price of & from all debts dues Judgm^{ts} and Orders of Court due from or obteyned by mee ags^t the said Price from the beginning of the world unto the date hereof Wittnes my hand this 21th Septemb^r 1664

Wittnes William Euans

Thomas Nottley

Daniel Jenifer

27 $\frac{3}{m}$ 64

The aboue menconed discharge was att the instance of both persons recorded
p mee Daniel Jenifer Cl^ke

Then Came Tho: Paggett and t^{ds} summons to warne Tho: 23^d
Truman George Reed And^w Henderson John Bigger & Henry Thickpenny to testifie &c in a Cause inter Hugh Standley and ditto Paggett in an acc^{on} upon his Case for slander & defama^{on} und^r the penalty of 500^{lb} tob: each person

Warr^t to sherriffe of Caluert County to warne &c Re^t next Prouin^{all} Court 4th October next

Ditto Paggett Came and t^{ds} another summons to warne Richard Smyth John Mason & Rich^d Gafort to testifie &c upon an appeale in a Cause depending betwixt Thomas Pagget plaintiffe and Robert Kingsbury defend^t in an acc^{on} of the Case under the penalty of 500^{lb} tob: each person, if they appeare not

Warr^t to sherriffe of Caluert County to warne &c Re^t next Prouin^{all} Court 4th of October next

James Thompson t^{ds} writt of Summons to warne Cuthbert ffenwick to testifie &c in the cause inter Jn^o Halfhead p^{ft} Jone Maglanno alias Niculgutt def^t ags^t the next Prouin^{all} Court 4th Octob^r next—

Symon Carpenter t^{ds} writt ags^t Mary Bateman the Executrix of John Bateman Esq^r deceased in an acc^{on} of debt to the uallue of Sixty three pounds Sixteene shillings & nine pence money sterling of England and 4388^{lb} tobb:—

Warr^t to sherriffe of Caluert County to arrest &c Re^t: next Prouin^{all} Court the 4th day of October next—

30th

uide pet^{con}

194

195

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Liber B B Know all men by these p^sents that I W^{ill}: Price of S^t Marys County doe Constitute and appointe my wellbeloued freinde William Caluert Esq^r my true and lawfull Attorney for me and in my name to aske demand and receiue all such tobaccoes as shall appeare due
 uide petⁿ 320 to me from any person or persons wthin this prouince and upon non payment to sue impleade and imprison them or any of them and upon receipt to release and giue discharge wth as full power and Authority as if I were there p^rsonally p^rsent, and what my said Attorney shall doe in premises I doe ratifye, confirme and allow firmly by these p^rsents as wittnes my hand 28th Septemb^r 1664—

Testes Abraham Wattson

the marke of

Rebecca Wattson

William ~~W~~^P Price

the aboue men^coned letter of Attorney was by W^m Price desired that it should be entred on Record

p^r mee Daniel Jenifer

27 $\frac{3}{m}$ 64

October 4th John Abington demands writt ags^t John Salesbury in an acc^on of Debt to the uallue of tenn thowsand pounds of tobacco

Warr^t to Sherriffe of S^t Marys County Re^t next Prouin^{all} Court wheresoeuer or whensoeuer it shall bee to Arrest &^c

To the hon^{ble} Gouverno^r & Councell

uide Order 345 The humble petⁿ of Rich^d Smyth the Attorney of Walter Senserfe and Henry Sewell Administrato^{rs} to the Estate of James Scapes,

[p. 327] Sheweth that whereas the Estate of M^r John Bateman standeth endebted to the Estate of James Scapes as by 2 seuerall bills may appeare the so^me of 3063^{lb} of tobacco & Caske for which yo^r pet^r did in two seuerall acc^ons sue M^{rs} Mary Bateman Administratrix to the said Estate att Our County Court for the said debt but Cap^t Manning the Administratrix Attorney did urge in his plea the proo^fe of yo^r pet^r power, yo^r pet^r did then Answer that his power was sufficiently proued upon record by those seuerall acc^ons that yo^r pet^r had against seuerall persons in the behalfe of the Administrators, and the same plea about some two yeares Since was pleaded by Cap^t Fendall the then Attorney to the Administrato^{rs} of M^{rs} Battin when yo^r pet^r did sue that Estate for 8000^{lb} of tobacco in this Court and had Iudgm^t for it, and Executione signed, all which yo^r pet^r did plead in Certaine but the defendants plea did soe farre weigh wth the Court that yo^r pet^r was forc^t to Appeale, therefore yo^r pet^r in behalfe of the Administrato^{rs} Craueth Iudgm^t against the Estate of the Said M^{rs} Bateman for the 3063^{lb} of tobacco and Caske, And yo^r pet^r as in Duty bound shall pray &^c—

Know all men by these p^sents I Gerrard fflowke of Portabaccoc Gentⁿ doe Assigne all my right title & Interest of One thowsand acres of land formerly bought of Nicholas Young Gentⁿ & Attorney of George Colghlow which is to be made Ouer to me or my Assignes

as may be seen und^r his hand wth all the Cattle and hoggs of the said Liber B B
 Quersees marke that are now undisposed of and in my possession
 unto Edmund Lindsie or his Assignes for a ualuable Considera^{co}n in
 bills receiued Wittnes my hand the first of March 1663 interlined
 lined (and hoggs) Gerrard ffowke

Signed in the p^sence of

John Ashton

Thomas Burditt

Att a Prouinciall Co^{rt} held att S^t Marys the 4th day of Octob^r [p. 328]
 Anno 1664

P ^r sent {	Philip Caluert Esq ^p Deputy	M ^r Jerome White M ^r Baker Brook Coff: William Euans	} Coun- cello ^{rs}
	Leiu ^{te} n ⁿ t & Chancellor		

To the Rig^t Hon^{ble} the Gouverno^r & Councell of Maryland

The humble petⁿ of Augustine Herman Sheweth

That Certaine quantity of tobacco out of the Estate of Coff Jn^o
 Price deceased is detained from yo^r petitioner by the Administrator
 M^r Dent here present upon a receipt of seauen hundred and tenn
 pounds of tobacco for two hogsheads that was formerly receiued and
 Goods paid for not Concerned at all in th^e acco^{ts} and Goods deliuered
 afterwards which yo^r pet^r is ready to Confirme by Oath, and there-
 fore yo^r humble pet^r Craues Order to the said M^r Dent for the paym^t
 of the aboues^d tobacco, And yo^r pet^r shall humbly pray &c—

The defend^t pleads that he hath a former receipte for the seauen
 hundred pounds of tobacco here peto^{ned} for, though as former Order
 haue been Granted for this 700^{lb} tob: in this Court 3th October 1662
 & desires that the said Augustine pl^t may make Oath that the receipt
 here produced relates not to the tobacco recouered by the Said Augus-
 tine, And the said Augustin makeing Oath that the receipt produced
 is not for any part of the tobacco recouered by that order—

Ordered that Thomas Dent Daniel Clocker George Mickall & W^m
 Hatton Executors of the Estate of Coff: John Price doe pay unto
 Augustin Herman Seauen hundred and tenn pounds of tobacco the
 remainder of the said Order yet unpaid—

Mary Bateman pl^t. } the sherriffe returnes that writt of Attachm^t
 Richard Wright def^t } ag^t the estate of Richard Wright, (nothing 318
 to be found) in Baltemore County—

To the hon^{ble} Gouverno^r & Councell In Prouin^{all} Co^{rt} Assembled [p. 329]

The humble petⁿ of Jn^o Nuthall Sheweth

That by this hon^{ble} Court in July Last 4 persons was appointed as
 Auditors in some Causes depending between yo^r pet^r & M^r Thomas
 Dent, and to make report thereof to yo^r Honno^{rs} this Prouin^{all} Court

Liber B B by Vertue of Commission und^r the Hon^{ble} Gouverno^{rs} hand and lesser seale of this Prouince but M^r Jn^o Gittings One of the Said Auditors and M^r Dent being then Absent att the meeting of the other persons being thereto impowred hath caused the bussiness to be suspended, untill yo^r Honno^{rs} are pleased to reimpower the said Auditors by new Comm^{con} the other being of force but untill this p^rsent Court which yo^r pet^r humbly Craues that there might be no more time lost in keeping yo^r pet^r from his Just dues and right And as in Duty bound he shall pray &^c

Wce whose names are underwritten did meet at M^r John Nuthalls howse the 3^d of Octob^r in Obedience of yo^r Lordšps Comm^{on} dated 7th July last past and Cann make no report Concerning the Causes depending between M^r John Nuthall Plain^f and M^r Tho: Dent def^t the Attorney of William Hollingworth, By reason M^r Thomas Dent and M^r John Gittings were absent Giuen und^r Our handes and Seales this 4th of Octob^r 1664

Thomas Mannyng	Seale
Thomas Sprigg	Seale
Nicholas Young	Seale

Ordered by the Board That Cap^t Tho: Mannyng Nicholas Young Thomas Sprigg Luke Barbier Gentⁿ Doe forthwth during this p^rsent Court, Audite those Causes depending between John Nuthall & Thomas Dent the Attorney of William Hollingworth, And make report thereof to the Court during its continuance, and according to the tenor and power Giuen those foure persons men^coned In the other Comm^{on} in fo: 307—

[p. 330] To the Rig^t Hon^{ble} the Gouverno^r and Councell

Hauing Audited the accompts betweene M^r Will^m Hollingworth & M^r John Nuthall, Our Report is that there remains due to M^r John Nuthall Three hundred Eighty and two pounds of tobacco the said M^r John Nuthall declaring to Vs that he had no other debts dues nor demands whatsoever to Charge to the said M^r W^m Hollingworth from the beginning of the world to this p^rsent 7th of Octob^r 1664—

Luke Barbier	Seald
Tho: Sprigg	seal
Tho: Manning	Seal
Nic ^o Young	Seal

Ordered by the Board that the Auditors report abouesaid be En-
tred for their Judgm^t in the said Causes—

M^r Nuthalls Charge

	lb tob:	
Two dayes attendance of my Attorney.....	60	} 240 th tob:
Two wittnesses 2 dayes attendance.....	60	
my attendance	60	
The Attorney fees.....	60	

Ordered that M^r John Nuthall bee allowed the abouesaid Charge Liber B B of 240th tob:

George Read p ^{lt}	}	this Cause retracted—
Mary Bateman th ^e		
Exe ^{trix} of Jn ^o Bateman		
Esq ^d dec ^d defend ^t		

Pope Aluey p ^{lt} :	}	this Cause discontinued—
James Veitch def ^t		

John Halfhead p^{lt}: } In this Cause last Prouin^{all} Court it was or-
 Jone Niccolgutt def^t } dered that the Comm^{rs} of Caluert County
 Court should to this Court send the reasons of the setting ffree the
 said Jone Niccolgutt but noe such reasons sent—

It is now againe Ordered that the Comm^{rs} of Caluert County Court which were then p^rsent in Court att the setting ffree of Jone Niccolgutt then Seruant to Cuthbert ffenwick Doe informe this Court of the whole proceedings therein att the next Prouinciall Court to be held on the first tuesday in December next and giue the reasons of the soe setting ffree the said Jone Niccolgutt and that she doe allsoe then appeare to make her defence therein. uide petⁿ 283: 330

Further Ordered that the p^{lt}. giue this Order unto the Sherriffe and that the said sherriffe of that County deliuer it unto the abouesaid Comm^{rs} in time of Court setting—

Mary Bateman p ^{lt} :	}	Sherriffe returnes writt (non est inuentus)	uide 317
Aug ^r Herman def ^t			

Nicholas Gwyther p^{lt}: } This Cause respited last Prouin^{all} Court [p. 331]
 Thomas Wynne defend^t } as in fo: 308—The p^{lt}: againe sues as in
 former petⁿ fo: 275—The def^t being indispos^d in Body which would
 not admitt his appearance att Court, desired Coff: William Euans to
 declare as much to the Gouverno^r & Councell Whereupon it is Or- uide 333:
 dered this Cause be deferr^d untill tomorrow morning—

Hugh Stanley p^{lt}: } the p^{lt}: sues as in petⁿ folio 319—The def^t
 Tho: Paggett def^t } neither Confessing or denying the matter of
 fact, for his plea, Demureth in Law, for that the words auerred in
 the p^{lt}^s Declaracon are not accōnable and thereupon prayeth the Court
 to giue Judgm^t whither he ought to answere— uide petⁿ 319

The Question is, And put the Vote—Whither or noe to Call a man Knaue a Cheating Knaue and immediately to say that he would proue him a Cheating Knaue be accōnable yea or noe— Order 333

M^r Brookes that the words are accōnable

Coff: Euans, idem if he suffers by it—

Liber B B M^r White that the words as laid in the declaracōn wth an auerment of damage they are accōnable—

The Chancellor idem wth M^r White—upon which

The Def^t Thomas Paggett pleads a Iustifycāon And Trauers first for that the p^{lt}: did Knauishly Cause the defend^t to pay a Certaine Sum^e of tobacco for acco^t of Henry Thickpenny as he can proue—

secondly for that the p^{lt}: did Knauishly Kill a Calfe of M^r Thomas Trumans and afterwards denyed it, as he Can proue—

thirdly for that the p^{lt}: did Knauishly deny that he had any accompts of John Bigger in his handes which should come into his Custody out of Giles Sadlers papers, And that the said Stanley did afterwarde neuertheless, Demānd tob: due uppon those accompts which he Cann proue Signed Tho: Paggett.

Thomas Truman sworne saith—

About 4 yeares since I went to M^r Stanleys to fetch a Cow that I bought of Burditt he shew'd me a browne Cow in the morning Tho: Paggett went away in the meane time we went to Catch the Cow and his the said Stanleys maid Alice Godsgrace and we did at last take her, and about two yeares after two of the said Stanleys seru^{ts} told me that M^r Stanley did kill a Calfe of the said Cow and further saith not—

Sworne in Open Court Daniel Jenifer

[p. 332] John Bigger sworne & examined saith

I John Bigger lett M^r Sadleir haue before he dyed as many accompts as came to sixteene hundred pounds of tobacco, and after wee Came to an agreem^t that he would giue me One thowsand pounds of tobacco & Caske and the remainder he was to haue for his trouble, and when M^r Sadler was dead I went to M^r Stanley and asked him if he had not some accompts of mine which M^r Sadler had of me, and he told me noe, and after I had intelligence that he went to some of them which owed me this tobacco and demanded some of these accompts. I hearing of this I went and demanded this tobacco which they told me M^r Stanley had been wth them and they pay'd me which sum^e was but foure hundred and twenty poundes tobacco, and this was all I receiued of all the accompts abouemenconed, furthermore in August last I had a Boare at M^r Stanleys plantaōn, and I went to looke for this Boare and M^{rs} Stanley told me that I had none there, and she said before I should haue him I should sweare for him. I made answeare I would not sweare that it was my Boare, but I would sweare that it was my marke, and then she told me that her husband told her that it was his Boare and after in my owne hearing she said to her husband Hugh Stanley thou said it was

thy Boore, as for this aboue men^coned if I be call'd in Court I will
testifye it to be truth Wittnes my hand this 4th day of October
1664— the marke of

Sworn in Open Court
Daniel Jenifer—

John I Bigger

Andrew Hinderson sworne in Open Court saith I Came to M^r
Stanleys planta^con & howse the last spring was 4 yeares or there-
abouts, and Comming from the landing I see a Cow and that M^r
Stanley was att home and M^r Truman and another man Came to the
water side wth a boate to Carry away the said Cow and was seen by
him in the Boate and tyed before he went away—

Sworne in open Court Daniel Jenifer—

Ordered that Thomas Paggett doe put in writeing ags^t tomorrow
morning his answere in prouing his Trauers

By the Chancello^r then Judge in Court, it's adjourn'd Vntill
tomorrow morninge

All mett as before being the 5th October 1664

Nicholas Gwyther p^{lt} } This Cause being deferr'd untill this morn- [p. 333]
Thomas Wynne def^t } ing by the def^{ts} not appearing The p^{lt}: by his
Attorney W^m Caluert Esq^r Craues referrance untill next Prouinciall
Court the p^{lt}: likewise being Sick and not able to trauell soe farre as
to Court

petⁿ 275
308
331

Ordered this Cause be respitted till next Prouinciall Court

Hugh Stanley p^{lt} } Ordered yesterday that the defend^t this day put
Tho: Paggett def^t } in his answere in prouing his Trauers, Vpon
which Hee desired the Oathes of some persons may be taken in
Court—(uizt)

Michaell Cranley sworne saith—M^r Stanley was at Our house to
demand this tobacco—Thomas Paggett said he would pay him if he
would deliuer him the bill in, being askt, did Hugh Stanley euer
promise in yo^r hearing to deliuer up that bill of Henry Thickpennys
in Case he would pay him th^e tobacco doe yo^w know that Paggett
paid him the tobacco by discount or otherwise, he answered, he made
him ouer another Bill, being ask^t what Sum^e of tobacco was that of
Thickpennys he said he knew not, being againe askt, doe yo^w know
what uallue that bill was that was made ouer, he said noe, & further
saith not,

319 pet^a
333

Michaell Cranley his wife sworne saith M^r Stanley Came to Our
house and askt Thomas Paggett if he would pay him the tobacco for
Henry Thickpenny, he said yes in Case M^r Stanley would deliuer in
Hen: Thickpennys bill, M^r Stanley replied if he would Come to his
house att any time he might haue it

Liber B B Henry Thickpenny aged 30 yeares or thereabouts saith that M^r Sadler deliuered his bill in to Jn^o Read in his life time not aboue 2 dayes before he was Cast away and about a yeare and a halfe agoe, Thomas Paggett came and demanded this tobacco of me againe and told me that he had paid it to M^r Stanley, and I asked him by whose Order he had paid for I gaue him none and told him that he knew that was to be paid upon the plantacon of John Read for he was a wittnes to the Bill which bill was neuer out of my keeping since the death of M^r Sadler, untill the 14th day of July and then I deliuered it to M^r Stanley before M^r Charles Brookes, which bill M^r Stanley neuer saw since it was in my keeping untill that time nor neuer knew of it to my knowledge and further saith not.

Sworne in Open Court Philip Caluert

[p. 334] Henry Thickpennys Other Oath sworne saith—

That he being att the house of Thomas Paggett in or about 9^{br} 1661 there Came M^r Giles Sadler to Thomas Paggetts for a ^hh^g^d of tobacco and M^r Andrew Cook was wth him, and Tho: Paggett did pay a ^hh^g^d of tob: to M^r Sadler but the weight I doe not remember and M^r Sadler paid the same ^hh^g^d to M^r Cooke which ^hh^g^d of tobacco I heard Tho: Paggett say was due to M^r Sadler for ffees and about an accⁿ of slander—

The widd^w of George Read sworne saith

Her husband owed Henry Thickpenny tobacco and he paid it to M^r Stanley in leiw of that tobacco Hen: Thickpenny owed M^r Stanley and further saith not—

Sworne in Open Court Daniel Jenifer

After some disputes the p^{lt}: was put to proue his damāge who alleadgeth by his Attorney Cap^t Manning that it was spoken in an open Store, the Board not thinking that sufficient prooffe the p^{lt}: then desires M^r Sprigg may be examined upon Oath who was sworne and saith—

What he knew in this Bussiness, he was at M^r Mountforts store there was Thomas Paggett and M^r Stanley and some words they had about a bill and that Paggett did call M^r Stanley Knaue and Cheating Knaue and that hee may proue it, but he knew Nothing of an actuall damāge to M^r Stanley and further saith not—

Demetrius Carthwright sworne saith

I cannot say any thing in this Bussiness that I cann remember, being askt by the Chancellor was those seruants that yo^w promised M^r Stanley deferr'd upon this accompt by yo^w, Hee answered yes upon this Occasione I did, being askt what Interest had yo^w in putting off the Cargoe he said he was at that time imployed Ioyntly wth M^r Mountford, and askt did yo^w upon these uery words of M^r Paggetts in calling M^r Stanley Cheating Knaue delay'd yo^w from selling

him those seruants he said M^r Mountfort did tell him that he thought Liber B B
 M^r Stanley was some such person but he did not heare these words
 spoken himselfe, being askt, did Mountfort tell yo^w that he heard
 Thomas Paggett tell M^r Stanley he was a Cheating and by reason
 of that did yow deferre him he answered he did not

James Veitch sometime in ffeb: last M^r Sprigg M^r Stanley and [p. 335]
 Thomas Paggett was at M^r Mountforts store and after this M^r
 Stanley said I doe questione whither I shall bee trusted here or noe,
 being askt, yo^w doe not know whither Mountfort did not sell him
 Goods upon these words, he said he could say nothing in that buss-
 ness—And further saith not—

Sworne in Open Court Daniel Jenifer—

Hugh Stanley dds writt of summons in Court for John Mason
 William and James Leisler and Sibbell Six, summons to sheriffe of
 S^t Marys County reī forthwith—

John Mason sworne & examined saith

I was a beating at M^r Stanleys house and this Cow was brought in
 the yard but who brought her I know not and M^r Stanley was not at
 that p^rsent time at home but M^r Truman carryed her away

James Leisler sworne saith

When M^r Truman Came ouer night for the beast and in the morn-
 ing he caryed her away, and my Mast^r Stanley was not there then at
 that time for I was the first that mett him att the water side and told
 him M^r Truman had Caryed such a browne Cow away then he said
 he hath caryed away the wrong Cow and further saith not—

Alice Godsgrace sworne saith—

M^r Truman and his seruant came to Our house for a Cow when
 M^r Stanley was not at home, and he tooke a Cow after when wee gott
 a rope about her hornes and carryed her away to the water side and
 in his Boate, and further saith not—

Sworne in Open Court Daniel Jenifer

Nathaniell ffrench aged 40 yeares or thereabouts Sworne and
 Examined saith—

That the 24th July Thomas Paggett and I argueing this Case Con-
 cerning what Michaell Cranley and his wife had sworne against M^r
 Stanley concerning a bill of Henry Thickpennys, Tho: Paggett did
 say it was uery true, M^r Stanley promis'd the bill, and said that he
 had it, but Thomas Paggett said that he knew that M^r Stanley neuer
 had none of the bill for hee knew in whose handes the bill was, And
 that he did possess the Court wth the same, and that hee was witness
 to the same bill and in whose handes it was, and further saith not. [p. 336]

Sworne in Open Court

Philip Caluert

Nathaniell ffrench

Liber B B Margerite ffrench wife to the abouesaid Nathaniell ffrench being p^rsent at the same time did heare Thomas Paggett say the uery same words aboue written to my Husband, and this I am able to be depos'd when I am thereunto Called Wittnes my hand this 24th day of July 1664 the marke of
 Sworne in Open Court Marge^t X ffrench
 Philip Caluert

The Board not Judging the depositiones of these seuerall persons sufficient prooue for the da^mage or any at all as in the p^rt^s declaration is auerr'd Vppon which he Craues a Jury—

Warr^t to the sherriffe to impanell 12 able men of the neighbourhood re^t forthwith—

Sherriffe returnes his warr^t & impanells

Foreman

Cap ^t James Neale	}	William Bretton	}	James Thompson
John Nuthall		John Gittings		Will ^m Heard
Ben: Rozer		W ^m Price		Geo: Hack
Humphery Waring		Tho: Bennitt		Symon Carpenter

The Jurors Charge giuen is this

Whether Thomas Paggett did falsely and therefore malitiously Call M^r Stanley Knaue & Cheating Knaue and say he would proue him a Cheating Knaue—

2 Whether in Case he did falsely and therefore malitiously call him Knaue Cheating Knaue and say hee would proue him a Cheating Knaue he be dampnified thirety thowsand pounds of tobacco or any thinge att all—

Ordered the Jurors haue 30^{lb} tob: each person

The Jurors returne their Virdict and is as followeth (uiz^t)

Wee of the Jury doe finde no actuall da^mage Susteyned by the p^rt, By the de^ft^s calling of him a Cheating Knaue—

Neither what hath been prou'd of the de^fend^ts Charge ag^t the p^rt: to be soe ualid as to repute him a Cheating Knaue

[p. 337] Ordred in the foregoeing Cause that the Jurors Verdict be entred for the Judgment—

Thomas Paggett his bill of Cost of Suite against Hugh Stanley in these Charges followinge

	lb tob:	
Nonsuite	350	} 2040 ^{lb} tob:
5 witnesses 6 dayes each.....	900	
Attorneys ffees	60	
Sherriffe summoning 10 p ^r sons.....	100	
A Jury	360	
Attorneys attendance 3 dayes.....	90	
my owne attendance 6 dayes.....	180	

Ordred that Tho: Paggett be allow'd the abouesaid Charge of Liber B B
2040^{lb} tob

Att the County Court of Caluert held the 16th August 1664

p^rsent { Major Thomas Brook Francis Anketill
Thomas Truman Richard Collett Gentⁿ
Thomas Leitchworth George Peake
Charles Brooke

James Veitch p^{lt} } The p^{lt}: declares agst the def^t in an accōn of
Hen: Trip p^r Atto^r } Trouert and Conuersion for that whereas the
Cap^t Manning def^t } p^{lt}: hath right unto property in, and being
absolute owner of one blackish browne Cow, and yearling and one
Calfe, the encrease of the said Cow, now or lately in the possession
of the def^t w^{ch} Cow and her Encrease as aforesaid the def^t hath and
doth Conuert to such use and uses as unto him seemeth meet, & al-
though the p^{lt}: hath made often demand of the def^t them, the said
Cow and her encrease unto him to deliuer, yet neuertheless Con-
trary to law and equity them the said Cow and Calfe to the defend^t
hath and doth refuse to the p^{lt}: to deliuer which is unto the damage
of the p^{lt}: fifteen hundred pounds of tobacco or thereabouts for
which, and for the deliury of the Cow and her encrease unto the
p^{lt}: he humbly Craueth Order of this worship^{ll} Court ags^t the de-
fenden^t and for Cost of suite and he shall pay &^c

Vide pet^a
322

The p^{lt}: sues the def^t prout in petⁿ the def^t pleads not guilty and
desires the p^{lt}: to proue his Trouert—The p^{lt}: Craues a Iury but the
def^t Craues an appeale to the Gouverno^r and Councell in Chancery—

Ordered the Def^t enter into Bond to pay double Damages if he be
Cast—

True Copie p^r mee
James Thompson C^{lke}

Samuel Vines deposeth in Court saith that he Cannot Declare that [p. 338]
One Blackish browne Cow and yerling and Calfe James Veitch hath
right unto propertie in and absolute Owner of, and further saith
that James Veitch did bring downe a Calfe to weane about fve
yeares agoe to the best of my memory and that that Cow is the Calfe
w^{ch} James Veitch did bring downe to the best of my knowledge and
that that Calfe which is now the Cow did allwayes goe by the name
of Veitch, & further this deponant saith that this Cow was in
Michael Brook's possession, aboue three yeares to the best of my
remembrance, and that my Master did giue John Winfields boy a
paire of shooes by James Veitch Order as my Mast^r said to looke
after the Calfe and did deliuer them on the Sabbath day, and that
he did heare his mast^r oftentimes say that he bought this Calfe of
James Veitch and that Michael Brookes had three yeares before his
decease a quiet possession and to the best of my knowledge James

Liber B B Veitch did know of it, and that to the best of my knowledge there is an yearling and a Calfe of the encrease of this Cow, And that this Cow had both eares Cropt, and did neuer take notice that it had any other marke, And further saith not—

Demetrius Cartwright deposeth in Court saith that that Cow which James Veitch Claimes is of the same marke wth the rest of his Cattle (uizt) both eares Cropt and an halfe moone cut out of the upper part of the eare, and that James Veitch did make demand of this Cow, and her encrease, and M^r Tripp did deny to deliuer them, and further saith not—

James Price deposeth in Court saith that this Deponant was not att home, when the Cattle of Michael Brooks were appraysed, and that James Veitch did desire me to goe into the penn to see the marke of the Cow which he Claimed and I found the marke to be Cropt on both eares and an halfe on the topp of each eare and further saith not

William Euans deposeth in Court saith that James Veitch made demand of a Cow and her encrease that he said was his, of Henry Tripp, and he said he would not deliuer them wthout Order of Court and further saith not—

Hen: Tripp upon appeale p^{lt}: } the foregoeing appeale und^r the
James Veitch defendant } Clarkes hand of Caluert County
uide pet^a Court being read, which appeale was in Chancery, James Veitch th^e
322 def^t alleadgeth that the p^{lt}: could not appeale in Chancery by reason
there was no injunction on it therefore Craues a dismission—

The Court adjournes till afternoone
againe mett the Leiutenn^t Generall alsoe p^rsent But M^r White absent
by reason of his indisposedness in health

[p. 339] The foregoeing p^{lt}: and def^t againe at the Board appearing Both
partyes loyne issue, and Craues to haue the meritt of the whole
Cause, tryed by the Gouverno^r and Councell which was allowed, now
James Veitch p^{lt}—

James Veitch p^{lt}: } The appeale againe read, to which the def^t
Hen: Tripp defend^t } pleads not Guilty And desires John Turners
Oath may be taken who in open Court was sworne and saith I heard
my Mast^r Michael Brook say if he had not taken that Calfe for a
debt he had not had any thinge he Came into the Country in No-
uemb^r last was twelue months and about that time this was done And
further saith not—

The def^t desires Iudgm^t of the Court

Coff: William Euans opinion herein, is, that if James Veitch had
any property or Claime to the said Cattle he would haue taken some
Course to haue had them home in all this time—

The Opinion of the whole Board is the same wth Collonell William Euans—which was Ordered as Judgm^t to be entred And further Ordered that from this p^rsent time of tryall James Veitch is to pay all the Charge likewise 90^{lb} tob: for Cap^t Mannings attorneyship and One dayes attendance—

Cap^t Josias ffendall p^{lt}: } the p^{lt}: sues prout in petⁿ folio: 323 the
Cap^t James Neale def^t } def^t on the back side thereof giues in his
answere which is as followeth—(uiz^t)

And the said James Neale defendeth himselfe and saith, that he hath not markt any trees on the land of Cap^t Xtopher Russell but onely the line of his owne land formerly to him granted and upon this hee Joyneth issue

James Neale

After some disputes, The Judgm^t of the Board was that by the date of the Pattents it appears to be the defend^{ts} land, upon which hee Craues nonsuite Ordered a nonsuite be granted the def^t.

Doct^r Luke Barbier p^{lt}: } the p^{lt}: sues p^rut in petⁿ fo: 324—the def^t
Henry Spincke def^t } answers that he will owne and sattisfye
what is remaining due from him to the p^{lt}: upon which he produceth some Notes und^r the p^{lt}^s hand of which some was allowed in discount and the remaine to the p^{lt}: amounted unto Eighteen hundred pounds of tob: upon which there was Judgm^t past to Doct^r Luke Barbier for the said 1800^{lb} tob:

uide petⁿ 324

Know all men by these p^rsents that I Barnaby Jackson of Scret-
tons in the County of S^t Marys Guardian to Sam^l Cooper Sonn to M^r Sampson Cooper doe Constitute Ordaine & appoint my trusty freinde M^r John Gittings my true & lawfull Attorney for me and in my name to aske Sue for Leauy require recouer and receiue of W^m Price and Hannah his wife the Relict of Hugh Lee all such debts and Sumes of tobacco which are due from them to the said Samuell Cooper by any manner of wayes or meanes whatsoever giuing & granting my said Attorney my full power strength and authority in and about the p^rmises and upon receipt of all or any the debts aforesaid acquittances or other discharges to giue, hereby ratifying allowing and Confirming all whatsoever my s^d Attorney shall doe in the p^rmises as if I were p^rsonally p^rsent, Wittnes my hand this 25th day of June 1664—

[p. 340]

Barnaby Jackson

Thomas Hatton

Walter Hall

John Gittings Attorney to Barnaby } It being Ordered the last Pro-
Jackson Guardian of Samuell } uinciall Co^{rt} that the def^{ts}
Cooper the Orphan of Sampson } should this Court put in their
Cooper plaintiffe— } Answers, to that bill ags^t them
William Price and Hannah his wife } in Chancery then prefer^rd.
the relict of Hugh Lee def^t } which they haue now deli-
ered and is as followeth (uizt)

Liber B B The Answere of William Price to a bill fyled ags^t him by John
 uide 306 Gittings Attorney to Barnaby Jackson the Guardian of Samuell
 342 Cooper—Hee knowes not any thing in the bill fyled ags^t him nor
 283 hath noe writings nor deeds belonging to Cooper saue what hee here
 tenders to the Court nor neuer heard his Predecessor Lee speake
 concerninge dealings wth Cooper but still the said Lee said, Cooper
 dyed in his debt—

Sworne to in Open Court

this 5th of Octob^r 1664

Daniel Jenifer C^lke

27 $\frac{3}{m}$ 64

[p. 341] The Answere of Hannah Price to s^d Bill She hath noe writeings
 of Coopers nor neuer to her knowledge had, for she cannot read
 written hand and for any Contract she knowes M^r Lee her late de-
 ceased Husband and M^r Cooper had mutuall trade for some yeares,
 and she allwayes heard her late husband Lee say M^r Cooper upon
 Ballance of all accompts was in his the said Lees debt about seauen
 thowsand pounds of tobaccoe—

Sworne in Open Court

the 5th October 1664

Daniel Jenifer C^lke

27 $\frac{3}{m}$ 64

Which Answers being read the p^lt: desires Coppyes thereof and
 time to make reply thereto—Whereupon Ordered that a Coppy be
 deliuered the p^lt: and that on the last day of the Court the p^lt^s Repli-
 ca^on therein be giuen—

The Courts adjournes untill tomorrow morning

The Court againe mett on the 6th of October 1664 all present
 as yesterday

Benjamin Rozer and John Emerson being Summoned by Tho:
 Sprigg as wittnesses to a letter of Attorney desires the Court would
 please to Order them theire Charge for attendance the said Sprigg
 denying it—

Ordered that Benjamin Rozer and Jn^o Emerson haue for theire
 attendance being 7 dayes each person att 30th tob: p̄ day in all 14
 dayes 420th tob:

uide 310 William Bretton being call'd to the board according to a Summons
 issued for his appearance to answere to the Attorney of Robert Elli-
 son of Virgenia, & being demanded by what power hee receiued a
 man seruant in satisfac^on of a runaway Seruant (by name James
 Courtney) belonging to the said Ellison, hee replyed he had a power
 formerly by letter of Attorney from the said Ellison but since lost it,
 and no power produc'd—

Whereupon Ordered that James Courtney alias Mudge be forthwth Liber B B
sent downe to M^r Robert Ellisons in Virginia, the said Courtney
being now resident att the house of Cap^t Thomas Mannings

Stephen Cannon seru^{ant} to M^r John Pate apprehended by W^m [p. 342]
Nodin att Francis Barnes upon Kent and afterwards run away from
Nodin and entertained by the said Barnes, as M^r Richards can testi-
fye one of the Comm^{rs} of Kent—Which informa^{con} was deliuered
to the Board by the Hon^{ble} Philip Caluert Esq^r—

Whereupon Ordered that an Ord^r be sent up to Kent to Francis
Barnes for the apprehending the said Stephen Cannon seru^t to M^r
Jn^o Pate

John Gittings the Attorney	} according to the foregoing Order
of Barnaby Jackson & c ^e p ^{lt} :	
W ^m Price & Hannah his wife def ^t	
	} in fo: 340 the p ^{lt} : puts in his
	} replica ^{con} , which is as followeth
	(uiz ^t)

The Replica^{con} of John Gittings Attorney to Barnaby Jackson
Guardian to Samuell Cooper Compt: to the Answer of W^m Price
and Hannah his wife def^t:

The said Complaynant for replica^{con} saith in all and euery thing
& things as he in his said bill of Compt: hath said and doth and will
auerre Iustifye and maintaine his s^d bill of Compt: and all and euery
thinge and thinges clause sentence article and alleaga^{con} therein con-
teyned to be good Just and true certaine and sufficient in the law to
be answered unto by the s^d def^t and deuised and exhibited into this
hon^{ble} Court upon good and just cause of suite as in and by the said
bill is most truely sett downe and enclosed, but the Compt: sayth that
the answere of the said def^{ts} are uery uncertaine untrue and insuffi-
cient in the law to be replied unto for diuers and manifest imperfec-
cons, neuertheless the aduantage of further excep^{con} to the manifest
incertainty and insufficiency thereof to this Compt att all and euery
time & times hereafter saued sayth as in the said bill of Compt. he
hath said and that notwthstanding W^m Price who lately maryed the
relict of the said Lee may not know of any other deeds or writings
as in his said answere is auerred, yet that there were dealings and
Contracts as in our bill of Compt is auerred which further appeareth
by the answere of Hannah the wife of the said W^m Price, wherefore
this Compt saith that he hath Iust cause of Compt: and that the
said defend^{ts} are bound to produce the Estate of the s^d Sampson
Cooper hauing Administred upon the same within this Prouince w^{ch}
he hopeth they shall be Compelled to doe by Order of this Hon^{ble} Co^{rt}
he being ready to auerr & proue all that is in his s^d bill of Compt: is
conteyned & enclosed & prayeth as in his s^d bill he hath allready
prayed, and further that this hon^{ble} Co^{rt} will take the Cause of the

Liber B B Orphan into their protection according to Act of Assembly, the County Courte hauing neglected it

[p. 343] Vpon which the records was produc'd that Hugh Lee (whose Relict the said Price maryed) did uppon the Estate of Sampson Cooper Administer and thereby enjoyned by the 10th of Decemb^r 1661 an Inuentory of the said Estate into the Secretarys office to deliuer which being accordingly not performed nor on record to be found—

Therefore Ordered that the abovesaid Price in the Sherriffs Custody be kept untill security for fiteene thowsand pounds of tobacco be giuen to the Lord Proprietary by a recognizance forfeited by Hugh Lees nonperformance in deliuering an Inuentory as aforesaid—

To the hon^{ble} the Gouverno^r & Councell the humble petⁿ of Edm^d Lindsey and Bartholemew Gatherill Humbly Sheweth

That yo^r pet^{rs} were summoned downe to Co^{rt} by James Lee ags^t James Lindsey to yo^r pet^{rs} greate dañage, wherefore it is the humble desire of yo^r pet^{rs} that yo^r Honno^{rs} will be pleased to grant them an Order for their charges as allsoe that they may be now Sworne least they be againe forc^t to come downe about the same bussiness and they shall as in duty bound pray &^c—

Vpon the abovesaid petⁿ of Edmund Lindsey and Bartho: Gatherill as persons summoned by James Lee ags^t James Lindsey but neyther p^{lt} nor def^t appearing wherefore they desire Order for their Charges—

Ordered that the witnesses be examined in perpetuum rei memoriam as is petcon^d and that they haue their Charges borne by James Lee (uizt) 9 dayes for each att 30th p^{er} die which amounts unto 540th tob:

Symond Carpenter plaint ^f	} The p ^{lt} : sues the defend ^t prout in pet ⁿ in folio 194—The defend ^t by her Attorney Cap ^t Thomas
Mary Bateman th ^e Ex ^{trix} of	
Jn ^o Bateman Esq ^r de ^{cd} defend ^t	

Mannying deliuers in his answer (uizt)

To the Rig^t Hon^{ble} the Gouverno^r & Councell of Maryland

The def^{ts} answer to the p^{lt}s declaracōn

[p. 344] Concerning the money demanded by the p^{lt}. the def^t humbly Craues an injunction that she may be heard in Chancery for that the plaintiffe did Confesse that hee had receiued letters that a Considerable part of the money was payd in England for which the plaintiffe has giuen the defendant noe Creditte ffor the tobacco the defend^t humbly Craues this Court to auditt or to appoint Auditor^s of their accompts, for the def^t alleadgeth that uppon the Ballance the Plain^tiffe is indebted to the def^t about 3885th tobacco and Caske for which

Sume the defend^t humbly Craues Order ags^t the p^{lt}: wth Cost of Liber B B
suite If this answe^r and reasonable request does not satisfye the
p^{lt}: the def^t does fly for refuge to the Act of Assembly both for the
moneys and tobacco demanded by the plaintiffe being an accomptt and
aboue nyne months—

Att the instance of both parties it is agreed that theire accompts
be audited, wherefore by the Board Ordered that all accompts de-
pending between the p^{lt}: and def^t be audited by 4 able persons by
the Court appointed, Who are as followeth M^r Thomas Nottley M^r
Thomas Dent M^r Humphery Waring & M^r Benjamin Rozar. Further
Ordered that the said Auditors doe make theire meeting place att
Walter Pakes house att Newtowne on the 18th day of this instant.
and to make report thereof att the next Prouinciall Court—Vpon
which Commission issued to the 4 abouesaid persons to impower
them thereto as followeth (uiz)

Cæcilius &^c Whereas there are seuerall Causes depending between
Symond Carpenter Merchant and Mary the Executrix of John Bate-
man Esq^r de^{cd} upon accompte And forasmuch as the said parties
hath desired the said differences to be put to foure Auditors by us
appointed in Prouinciall Co^{rt}, Wee doe hereby will and require yo^w
Thomas Dent Thomas Nottley Humphery Waring and Benjamin
Rozar Gentⁿ that dilligently ueiwing all papers whatsoever that shall
be brought before yo^w Concerning the Bussiness aforesaid yo^w send
a reporte thereof und^r yo^r handes and seales to the next Prouinciall
Court held att St Marys on the 4th day of December ensueing the
date hereof, And doe hereby further appoint and Authorize yo^w to
examine upon Oath and take depositiones of such persons that cann
giue euidence in rela^{on} to the p^mises aforesaid. Giuen und^r my
hand and lesser seale of this prouince of Maryland this 16th day of
October in the 33th Year of his Lordšps Dominion Ouer this prou-
ince annoq³ Domini 1664—

To Thomas Dent Thomas Nottley
Humphery Waring and
Benjamin Rozar Gentlemen

Signed
Charles Caluert

Att the County Co^{rt} of Caluert held 16th August 1664

[p. 345]

Richard Smyth Attorney of the Administrato^{rs} of James Scapes
plaintiffe

Mary Bateman p^r Attorney Cap^t Thomas Mannyng defend^t

The P^{lt}: sues the def^t for 1063th of tobacco remaining of a bill of
3280th tobacco but the p^{lt}: not prouing his power sufficiently (uizt)
a Letter of Attorney from James Scapes imployers, the p^{lt}: Craues
an appeale to the Gouverno^r and Councell by reason his letter of At-
torney would not weigh here

True Copie p^r me
James Thompson Clarke

Liber B B

Att the same Court allsoe then held

Idem Plaintiffe } The p^t sues the def^t for 2000th tob: but not prou-
 Idem defendant } ing his power sufficiently (uiz) a letter of Attor-
 ney from James Scapes Employers he Craues an Appeale to the Pro-
 uide petⁿ 326 uinciall Court, because his le^t Attorney would not weigh here—

True Copie p̄ me
 James Thompson C^ke

Richard Smyth the Attorney of } The appealants proceedings att
 Walter Senserff & Henry Sewell } the County Court of Caluert be-
 Administrators of James Scapes } ing read ut supra and assertione
 plaintiffe } made by the Clarke of the said
 Mary Bateman th^e Ex^{trix} of } Co^{rt} und^r his hand—the def^t by
 Jn^o Bateman Esq³ dec^d defend^t } her Attorney Cap^t Tho: Man-
 ning still put's him to the prooffe of that power by which he sues the
 defend^t The which power was Confirm'd by the Judgm^t of the Board,
 there appearing upon record seuerall accōns Comēced by the p^t:
 as Attorney aforesaid The defend^t then alleadg'd that they are not
 bound to answe're the suite this Prouinciall Co^{rt} till they bee lawfully
 arrested denying that the p^t appeal'd for a tryall att this Court but
 only to proue that power denyed him att the County Court.

Whereupon Ordered that the p^t be admitted as Attorney to Walter
 Senserff and Henry Sewell Administrato^{rs} to James Scapes and that
 the whole Cause be tryed att the County Court of Caluert wthout any
 further arrest—

[p. 346] Att the County Court of Caluert held 16th Aug^o 1664 ut p̄ Contra
 Richard Smyth Attorney of Walter Dunch Assigne of John Harrice
 plaintiffe

Mary Bateman the Executrix of John Bateman Esq³ deceased
 defendant

The P^t: sues the def^t for 1049th tob: p̄ accompt but not prouing
 his power sufficiently (uizt) a letter of Attorney from Walter
 Dunch's imployers he Craues an Appeale to the Prouinciall Court
 because his letter of Attorney would not weigh here

True Copie p̄ me—
 James Thompson Clarke

Richard Smyth the Attorney of } the proceedings att the County
 Walter Dunch the Assigne of } Court being read ut supra, and
 John Harrice plaintiffe } Certifyed und^r the Clarks hand
 Mary Bateman the Executrix of } of that Court the Appealant de-
 John Bateman Esq³ dec^d def^t } nyes it was an appeale granted
 but a respite in the said Cause The def^t by her Attorney Cap^t
 Thomas Manning, alleadging that ther it is Confirm'd und^r the Clarke
 of that Court his hand therefore Craues a nonsuite—

This Court Considering the Confirmation thereof from und^r the Liber B B
Clarkes hand, Orders a nonsuite with Charges as followeth (uizt)

	lb	sh	
Nonsuite according to Act.....	1	50	} 720 ^{lb} sh:
Attorneys fees at Caluert Court.....	60		
3 dayes attendance.....	90		
Attorneys fees upon the appeale } being double Cost.....	120		
5 dayes attendance	300		

Court adjourn'd till the afternoon

All p^rsent as before

Marmaduke Snow p^lt: } the defend^t by his Attorneyes Cap^t Josias
Thomas Gerrard defend^t } ffendall and M^r Tho: Nottley alleadgeth
that they was not arrested to answe^re in Chancery but to the Prouin-
ciall Co^rt therefore desires Judgm^t of the Board whether they cann
proceed to try all in Chancery upon that writt of scire facias which
was upon the defend^t serued—put this to the vote—

Collonell Euans that it is a usuall writt according to law in Chan-
cery noe scire facias goeing out in Co^mon law

The Major part of the Board of the same opinion Then Ordered [p. 347]
that they answe^re here as in a Court of Equity—

The def^t by his Attorneys desires the p^lt: to proue that power by
which he Calls M^r Gerrard to accompt for the said 1000^{lb} sterling—
and beinge matter of ffact desires a Iury—The Chancello^r being in
Chancery Cheife Judge denys that there is any Jury in Chancery—
They still urge for a proofof the p^lt^s power the p^lt by his Attor-
ney Will^m Caluert Esq^z saith that his power is sufficiently prou'd by
hauing a suite already Commenced by the same power and his deeds
hauing been admitted as good euidence upon Record

The Defend^ts Attorneys alleadgeth that the whole Cause was then
absolutely dismiss therefore now tis a new acc^on

put to the vote whether the euidence be good or not

Coff: Euans that though the Suite be dismiss the^e euidence is good
against the next Suite—M^r Brook the same, the Chancello^r the same

Whereupon the Defend^t neither by himselfe nor Attorneys shew-
ing no further Cause why Execu^on should not be seru'd upon the
Estate of M^r Tho: Gerrard for that thowsand pounds sterling sued
for by Marmaduke Snow Judgment of the Board is that Execu^on
issue for the said debt

Brandon June the 14th 1664

M^r Gittings I formerly impowred M^r Henry Helyn to implead
Rowland Haddway upon a bill wherein he was Obleiged to pay me

Liber B B 1800th of sweat sented tob: how Condiçioned the Specialty will in-
 uide 316 forme yo^w M^r Heyling before his departure from Maryland gaue
 317 me notice that he had Obtained an Order in the Prouinciall Court
 against the sherriffe M^r John Collett of the County where Haddaway
 liued, for the debt, but I understand the debt is not yet satisfiye
 therefore I doe request yo^w in my behalfe and as my lawfull Attor-
 ney in that bussiness to prosecute and by the undoubted Iustice of the
 Court to recouer and take into yo^r handes the said debt and what
 shall grow Iustly due uppon it, hoping the Court will be pleased
 Judiciously to consider both the quality of the tobacco that should
 haue been paid and the long time it hath been detained from mee,
 [p. 348] which I shall humbly leaue to theire Consideraçons & willingly aqise
 in theire determinaçons, giuing yo^w full power upon receiuing satis-
 facçon to giue such acquittances or discharges as the Court shall
 Iudge reasonable or is usuall in such cases and what yo^w shall act in
 this affaire in my behalfe shall to all intents & purposes bee obligeing
 to me who am Yo^r uery Louing freinde
 Rob^t Smyth

John Gittings the Attorney } the def^t according to the Scire facias
 of Coff Rob Smyth P^{ft}: } in folio 316 makes his appearance but
 John Collett defend^t } not giuing sufficient reason why he
 should not satisfye the 1800th of sweet sented tob: as therein ex-
 prest desires the Judgm^t of the Board how much arranoka shall sat-
 tisfye in leiw of the said 1800th of sweet sented tobacco—

Ordered that the defend^t pay 3600th of arranoka tobacco in satis-
 facçon of the said 1800th tob: sweet sented unto M^r John Gittings
 the Attorney of Coff: Rob: Smyth of uirgenia

Michaell Cranleys Charges ags^t Hugh Stanley

For Coming goeing and attendance att the Co^{rt} being sub- } th tob:
 penied by Ord^r of M^r Stanley ffor my selfe and wife } 360
 12 dayes

Ordered that Michael Cranley be allowed the abouesaid Charge
 of 360th tobacco—

By uertue of that attachm^t (in folio 321) issued to the sherriffe
 of Charles County ags^t the Estate of Edward Prescott on the behalfe
 uide 321 of George Goodrick the said sherriffe did attach (as by returne made
 on the back side of the said Attachm^t) these perticulers following
 (uizt)

Attached p̄ order of M^r George Goodrick according to the within
 specified attachm^t uiz out of the Estate of Ed: Prescott

One sorrell mare Cropt and slitt on the right eare wth a white slip
 on her nose wth a grey filly by her side,

One Cole black mare wth a horse Colt by her side,
 One young horse of 2 yeares old wth a starr in his forehead and of a
 sorrell Culler p̄ mee Abraham Rowse

Liber B B

To the Rig^t Hon^{ble} the Gouverno^r and Councell of the Prouince of
 Maryland

The humble petⁿ of Geo: Goodricke Sheweth

That whereas Edward Prescottt stands endebted to yo^r pet^r the
 sume of ffuie thowsand pounds of tobacco and Caske which yo^r pet^r [p. 349]
 hath according to law attached by uertue of an attachm^t granted by
 Philip Caluert Esq^o and returned by the sherriffe of Charles County—
 Wherefore yo^r pet^r humbly Craues Ord^r of this hon^{ble} Court for the
 abouesaid debt wth Cost and Charges of suite And he shall humbly
 pray &^c—

Vpon the abouemenconed petⁿ it is Ordered That Henry Alday
 the Attorney of Edward Prescottt haue notice giuen to appeare and
 defend the Estate of Edward Prescottt attached by George Goodricke
 by the first day of the next Prouinciall Court and that if hee appeare
 not at that day that Geo: Goodrick haue Iudgm^t for fūe thowsand
 pounds of tobacco ags^t the Estate of the said Ed: Prescottt but that
 in regard M^r Goodrick may haue receiued part of payment, Ordered
 further that the said Goodrick shall by his Oath make appeare what
 he hath receiued from Edward Edward Prescottt which must be al-
 lowed in discount of the said 5000th of tobaccoe

To this place the list of amerciam^{ts} was taken and sent to each
 Sherriffe of the Countyes

Comand Thomas Courtney and Sarah his wife now or late of
 Caluert County in the prouince of Maryland that Iustly the whole
 Couenant to Mathew Rhodam of Com-away in S^t Marys County
 Containing One dwelling house One Tobacco howse One hundred
 acres of land in Comaway aforesaid in the County aforesaid &^c.

Signed Philip Caluert

And the finall Concord is such that the said Thomas Courtney and
 Sarah his wife haue acknowledged the aforesaid dwelling house wth
 one tobacco house and One hundred acres of land to be the right of
 the aforesaid Mathew Rhodam as those which the said Mathew
 Rhodam hath of the guift of the said Thomas Courtney and Sarah
 his wife and the same they haue remised and quitt Claimed from them
 and theire heires to the aforesaid Mathew Rhodam and his heires
 for euer and further the said Thomas Courtney and Sarah his wife
 haue granted for them and the heires of the said Thomas Courtney
 that they will warrant to the aforesaid Mathew Rhodam and his [p. 350]
 heires the aforesaid dwelling house wth one tobacco house and the

Liber B B said One hundred acres of land wth the appurtenances ags^t him the said Thomas Courtney and Sarah his wife and the heires of the said Thomas for euer, And for this remise Release Quitt Claime the aforesaid Mathew Rhodam hath giuen to the aforesaid Thomas the sume of Two thowsand One hundred pounds of tobaccoc—

Taken and acknowledged by	Thomas Courtney
Thomas Courtney & Sarah	the marke of
his wife in open Court	Sarah 2 Courtney
Daniel Jenifer Clke	

27 $\frac{3}{m}$ 64

The Pattent of the abouesaid One hundred acres of land was in Open Court surrendred unto Mathew Rhodam wth all the right title and Intrest thereto by Thomas Courtney and Sarah his wife wth acknowledgm^t of an assignm^t thereof und^r their handes on the back side of the said pattent.

Daniel Jenifer Clarke

Know all men by these p^rsents that I Francis Armstrong doe Constitute and appointe my Louing freinde M^r Daniel Jenifer my true and lawfull Attorney for me and in my name to acknowledg to Cap^t Thomas Mannyng and John Ingram two hundred acres of land which I sold to Cap^t Thomas Mannyng and Ingram and what my said Attorney shall doe in the p^rmises I doe rattifye and Confirme to be as good in law as if I my selfe were present as wittnes my hand and seale this 30th September 1664—

Signed sealed & deliuered	the marke of
In the p ^r sence of	Francis ff A Armstrong Sealed
Jos: Horsley	
Will ^m MacDowall	

This Indenture made the 10th day of June in the yeare of Our Lord God 1664 Between Francis Armstrong of the Clifts in Caluert County in the Prouince of Maryland planter and Dame Frances Armstrong his wife of the one part and Thomas Mannyng of the Clifts in Caluert County planter and John Ingram of great Chop-tanck in the prouince of Maryland Plant^r on the other part wittnesseth that the said Francis and Frances Armstrong hath Clearly Bargained and Sold and by these p^rsents Clearly bargaineth and selleth. to the said Thomas Mannyng and John Ingram Two hundred acres of land lying in Talbott County on the north side of the Easterne Branch of Tredauin Creeke beginning att a marked Beach near the head of a Coue bynding upon the land of James Hall and Cap^t Miles Cooke running south East to a marked Oke the long line running North East and by East wth all and singular the appurtenances and proffitts which he the said Armstrong or any other person or persons to his use hath haue or had in the said Two hundred acres of land—

To haue and to hold the said Two hundred acres of land wth the appurtenances from them the said Francis Armstrong and Frances his wife and theire heires to the said Thomas Mannyng and John Ingram and theire heires for euer more, And alsoe the said Armstrong Couenanteth to deliuer to the said Mannyng a pattent for the said Two hundred acres of land at or before the tenth of Nouember next after the date hereof and further the said Armstrong Couenanteth Granteth and allsoe warranteth that he hath lawfull power & authority to Bargaine and sell the premises to the Mannyng & Ingram and theire heires as afore is said, ffreed and acquitted and at all tymes hereafter discharged by the said Armstrong of and from all manner of former and other Bargaines grants sales Trusts forfeitures Joyntures dowers surrenders Iudgm^{ts} execu^{cons} and of and from all other titles troubles and incumbrances whatsoever and att all times hereafter at request had and made by the said Mannyng and Ingram to the said Armstrong he shall giue more assurance or assurances as by the Councell learned in the law shall be aduised deuised or required for the more absolute and perfect surety and sure makeing of all and singular the said two hundred acres of land and euery part and parcell thereof unto the said Mannyng and Ingram and theire heires for euer, In Considera^{con} of ffoure Thowsand pounds of tobacco and Caske in hand paid by the said Mannyng to the s^d Armstrong as by bill bearing date wth the date hereof more att large appeare. In wittnes hereof the saide Francis and Frances Armstrong haue sett to theire Hands and Seales the day and yeare aboue written

Liber B B
[p. 351]

Signed sealed & deliuered

In the p^rsence of

Francis Waste

marke

Thomas B Baxter

Francis ff A Armstrong

marke Sealed

Frances F A Armstrong

Know all men by theise p^rsents that I Francis Armstrong of the Clifts in Caluert County in the Prouince of Maryland Planter Doe acknowledge my selfe to be endebted to Thomas Mannyng and John Ingram of the Prouince of Maryland Planters theire heires Executors Administrators and assignes the full and Just sume of ffoue thowsand pounds of tobacco and Caske to be paid at or before the 10th of December next comming and for the true and sure paym^t thereof I doe binde my selfe my heires Executors and Administrato^{rs} firmly by these p^rsents, In wittnes whereof I haue sett my hand and seale this tenth of June in the yeare of Our Lord God One thowsand Six hundred Sixty ffowre—

[p. 352]

The Condi^{con} of this Obliga^{con} is, that if the wthin named Thomas Mannyng and John Ingram may well & peaceably haue hold enioye and possesse from the date of these p^rsents to them and theire heires

Liber B B for euer, Two hundred acres of land wth the appurtenances Lying and being in Talbott County on the north side of the Easterne Branch of Tredauin Creeke beginning att a marked Beach Neer the head of a Coue Bynding upon the land of James Hall and Cap^t Miles Cooke as by a Bill of Sale under the aboue written Francis Armstrong hand bearing date wth the date hereof more att large appeares wthout any molestacon Interruption Euiction expulsion or Recouery of the same or any parcell thereof by the said Armstrong or his heires or Assignes or by any other person, by reason of any Right or title to him or them before the date wthin menconed had growing or accruing, That then this p^rsent Obligacon to be uoyd and of none Effect or else to remayne in full force and uertue power and strength, ffine enterlined before signing—

Signed Sealed & deliuered

marke

In the p^rsence of

Francis ff A Armstrong Seale

Francis Waste

marke

Thomas B Baxter

By Vertue of that letter of Attorney in fo: 350 from the abouesaid Francis Armstrong to Dan: Jenifer the said Jenifer on behalfe of the said Armstrong doth make acknowledgm^t of the foregoing Conueyance in Open Court to Cap^t Thomas Mannynge and Jn^o Ingram and to their heires for euer

Daniel Jenifer Cl^k

27 $\frac{3}{4}$ 64
m

List of those persons who att this Prouinciall Court Sett up their names to sue out for quietus ests—

Henry Tripp husband of Frances the relict of Michael Brooke deceased sues out for Quietus Est upon the Estate of the said Michael
Not underwritt

[p. 353] John Viccoridge who maryed Mary the Relict of Tho: Bradnox sues ut for Quietus est upon the Estate of the said Bradnox

Ordered by the Gouverno^r & Councell that the said Viccoridge wth Mary his wife doe first deliuer into the Secretarys Office an accompt how she hath discharg'd the said Estate before Quietus Est issue thereon—

Cornelius Howard as Administrato^r upon the Estate of John Sisson demands Quietus Est thereon—

Not Vnderwritt

There being noe more bussiness in this Court depending or to be Called--The Leiutenn^t Generall adjourns the Co^{rt} untill the first Twesday in December next being the 6th day thereof

An Inuenty of the Estate of John Grammer in Caluert County Liber B B
taken By mee Thomas Spriggs—

7 men Seruants, One woman Seru^t two boyes, tenn wth bedding and
working tooles

12 Cowes 10 Calues 12 heifers & steeres of two and three yeares old
44 head of hoggs some of them at lyons Creeke

6 paire of shooes 9 paire of stockings

2 feather beds and bedsteeds wth ruggs & blanckitts pillowes and
Boulters & sheetes to them & Curtaines

uide warr^t
320

4 fixt gunns, 2 Chests one round table One wicker Chaire, 5 leather
Chaires 2 table Clothes six napkins, 4 pewter dishes 5 porrin-
gers, 2 pewter quart potts, 5 Candlesticks 1 greate Chest one old
truncke 10 peces of tinn waire a parcell of Cider Caske, 1 pew-
ter Chamber pott one brasse Skillett, 20 tubbs trayes & buckitts
5 iron potts 4 pestills 1 frying pann 1 spitt Chaine & pothooks
1 small boate 2 smoothing Irons 1 grater, 1 paire of bellows
fire tongs and shouells

One plantacon at lyons Creeke of 400 acres

One plantacon that he now liues upon in the Island Creeke—

Know all men by these p^rsents that I William Price of St Marys [p. 354]
County in the prouince of Maryland Gentⁿ Doe Owe & stand in-
debted unto William Smyth of the aforesaid place Innholder the
full & Just sume or quantity of thirety Thowsand pounds of to-
bacco and Caske according to the Act of Assembly to be paid unto
him the said William Smyth his heires Executors Administrators or
Assignes upon all demands w^hsoever to the which paym^t well & truely
to be made I doe binde mee my heires Executo^{rs} & Administrators,
and further for the Security and performance of the said thirety
thowsand pounds of tobacco for the paym^t thereof to the said William
Smyth as aforesaid, I the saide William Price doe from me and my
heires Conuey assigne and sett ouer unto the said William Smyth
his heires or Assignes my whole Estate in Maryland or any other
part or partes out of Maryland both reall & personall, as the plan-
tacon I now liue upon wth all the seruants about it imployed upon any
account of worke or otherwise as allso the whole Cropp of tobacco
that this present yeare shall upon the said plantacon be made by the
said seruants or any other person or persons whatsoever, as likewise
I doe by these p^rsents, binde and set ouer to the said William Smyth
my whole stock of Cattle as hoggs Cowes Horses & mares &c firmly
to be recoüed by these p^rsents, in wittnes whereof I the saide William
Price haue hereunto sett my hand and seale this 7th day of October
1664—

The Condiçon of the aboue mençoned Obligacon is such, That
wheras the abouesaid William Smyth is security and become en-

Liber B B gaged for the abovesaid William Price to Thomas Dent of St Marys County High Sherriffe which said Price was in the s^d sherriffes Custody under Execu^on for the sume of fifteen thowsand pounds of tobacco to the Lord Proprietary forfeited by an Order past against the said price for the s^d 15000^{lb} tob: this 6th day of this p^rsent instant now if the aboue bounden W^m Price his heires Executors Administrators and Assignes doe well and sufficiently on theire behalves saue defend and keep harmless the aboue named William Smyth his heires Executors Administrato^{rs} and Assignes, of and from the said Order of Court for 15000^{lb} tob: and of and from all and singular Charges da^mages disaduantages or any other incumbrance lett or molesta^on whatsoeuer that shall accrue or happen to be to the said Smyths prejudice or his heires as aforesaid for his the said Smyths being bound and become security for the said William Price as aforesaid, Then this p^rsent Obliga^on to be uoid and of none Effect otherwise to stand and firmly remaine in full force and uertue

Signed sealed & deliuered

Will^m Price Seale

In the p^rsence of us—

Daniel Jenifer

27 $\frac{3}{m}$ 64

Robert Barnard.

The aboue men^tioned Obliga^on was at the intence of both partyes desired it might be recorded

Daniel Jenifer C^lke

[p. 355] Marmaduke Snow demands writt of Exe^on ags^t the Estate of

Octob^r 7th Thomas Gerrard as followeth

uide 325 346 Leauy by way of Execu^on upon the Goodes Chattles lands tene^ments & heriditam^{ts} of Thomas Gerrard of St Marys County in St Clements manno^r the sume of One Thowsand pounds Sterling and deliuer the same unto Marmaduke Snow according to the force and Effect of an Order of o^r Prouin^{all} Court held att s^t Marys on the 6th day of October 1664 And for soe doing this shall be yo^r warr^t Giuen und^r my hand this 7th day of October 1664, directed to sher^riffe s^t Marys County

10th Then Came Sa^m: Chew of the County of Ann Arundell the At^torney of Anthory Salway, and enter Caueat ags^t Thomas Marsh of the said County that noe pattent issue forth of the Secretarys Office for that land or any part thereof Called Siluerston being in the whole Eight hundred acres, formerly surueyed and by pattent held by the said Salway, untill the right of the said Salway thereto be heard and determined—

11th John Gittings demands writt of Execu^on upon the Goodes Chat^tles or debts of Jn^o Collett of Baltemore County to the uallue of

Three thowsand Six hundred pounds of arranoca tobacco in Cask Liber B B according to an Order of Court past the 6th of this instant October, and them to deliuer unto the said John Gittings—

To the sherriffe of Baltemore County or his deputy—

Leauy allsoe these ffees due to John Gittings as Clk of the Pro- uinciall Court in 1662

To a warr ^t to arrest Haddaway attorney Heyling . . .	23
Recording Heylings Pet ⁿ & Smyths letter Attorney..	32
recording Mathew Kemps Cert: & Haddaways bill..	16
Order, & recording Helyns pet ⁿ vs & ^c Collett.....	32
recording Gittings testimony and the Order.....	24
Attorneys ffees and 2 dayes attendance.....	120
Daniel Jenifers ffees as Clarke & ^c .	
To a scire facias and recording the same.....	92
recording Smyths lett. atto ^r : to Gittings & Order....	32
Execu ^c ion	23

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William Smyth demands writt ags^t James Jolly in an accōn of 25th Couenant to the uallue of 6000^{lb} tob:—

Warr^t to sherriffe of s^t Marys County to arrest &^c re^t next Pro- uinciall Court—

Richard Smyth the Attorney of William Moffett agent to Richard Allen dds writt ags^t James Jolly in an accōn of debt to the uallue of Seauenteene thowsand seauen hundred and twenty pounds of tobacco and Caske. [p. 356] Octob^r 25th

Warr^t to Sherriffe of S^t Marys County to arrest &^c Re^t next Pro- uinciall Court—

To the Hon^{ble} Gouverno^r & Councell of Maryland

Richard Smyth the Attorney of Will^m Moffett Agent to Richard Allen in London merchant plt: James Jolly in S^t Marys Countye Ordinary keeper defend^t in accōn of debt

The plaintife declareth that the defendant standeth indebted to the abouesaid Allen seauenteene thowsand seauen hundred & twenty pounds of tobacco and Caske as by bill under hand writeing bearing date the 5th of Aprill last past may appeare yo^r plaintife in behalfe of the said Allen Craueth Order for the said debt wth Cost of suite and yo^r plaintife as in duty bound shall pray &^c—

John Gittings the Attorney of Cap^t Tho: Harwood enters accōn 27th of debt ags^t James Jolly to the uallue of two thowsand two hundred pounds of tobacco—

Liber B B John Gittings the Attorney of Andrew Cooke enters accōn of debt
ditto die ags^t James Iolly to the uallue of seauen thowsand six hundred and
tenn pounds of tobacco by bill—

ditto die John Gittings the Attorney of Andrew Cooke enters accōn of the
Case ags^t James Iolly to the uallue of nine pounds sterl:

29th By Order from the Leiutenn^t Generall, Thomas Wynne had a
mittimus for Rob^t Stack, directed to the sherriffe of Caluert County
and him to keep in Custody wthout Bayle or mainprize untill he hath
made sattisfacōn in full of all ffees and dānages due and susteyned
by any Officer or Officers lawfully authorized in any imploym^t what-
soeuer dated ut supra—

31th Henry Hudson Came and demanded writt to arrest the frygott
Exepediōn, produced Coppys of Orders from New Yorke that
Dauid Anderson p^rsent Master of the said ffrygott in Contempt of
the said Ord^r did depart the said place wthout performance according
to the tenor thereof—

Vpon which by Order from the Hon^{ble} Leiutenn^t Generall warr^t
issued to the sherriffe of S^t Marys County to arrest &^c wth the pre-
amble which is as followeth

[p. 357]
Octob^r 31th Whereas there was a Cause depending betweene Henry Hudson
and Dauid Anderson (on the behalfe of M^r W^m Caruer and him-
selfe) concerning a Certaine ffrygott Called the Expediōn depend-
ing afore the Hon^{ble} the Gouverno^r and rest of the Comm^{rs} of New
York and upon hearing the differences betweene them it was Ordered
that the whole Bussiness should be referr^d to Vs here to be tryed,
And further that the said Anderson should giue in security by
Bond of One hundred pounds to the Burgomasters of that towne,
that wthin six months after the date of an Order of theires he
should answere to the suite of Henry Hudson about the said ffry-
gott, as by a Coppy of that same Order sent me more largely may
appeare and whereas the said Dauid Anderson, Contrary to and in
Contempt of the aforesaid Order, did depart wthout performing his
part as was required and since is arriued in this prouince wth the
ffrygott expediōn as aforesaid

These are therefore in the name of the Right Hon^{ble} the Lord Pro-
prietary to will & Co^mmand yo^w that forthwth yo^w Seize the said ffry-
gott as aforesaid into yo^r Custody wth all her tackle sayles rigging
and what furniture soeuer is to her belonging, and her soe Seized to
bring to S^t Marys here to remaine untill the whole proceedings be
tryed afore us att Our next Prouinciall Court to be held the 4th day
of Decemb^r next, and it be fully determined to whome the right and
propriety of the said uessel shall belong. And I doe further require

yo^w to presse such and soe many persons for the Conueying her safe Liber B B
to S^t Marys as yo^w shall see Conuenient, And hereof faile not as yo^w
will answere the Contrary. Giuen und^r my hand this 31th of Octob^r
1664— Signed Charles Caluert

To the Sherriffe of S^t Marys
County or his deputy

Henry Hudson demandes writt of summons for Francis Pope to ditto die
testifye in ditto Causo, ret. next Prouin^{all} Court

Since the issuing of the abouesaid Order Isaack Bedloe Merchant
to the abouesaid ffrygott Expediçon makes appearance before the
Hon^{ble} Gouverno^r and enters into Bond of fwe hundred pounds ster-
ling wth One security to answere the abouesaid suite and abide
Judgm^t att the next Prouin^{all} Court—Whereupon another Order sent
the Sherriffe of S^t Marys County for the releasing the said ffrygott
wthout further detaining her in Custody—

To the hon^{ble} Gouverno^r & Councell of the Prouince of Maryland [p. 358]

The humble petⁿ of John Gittings Attorney To Cap^t Thomas Har-
wood Sheweth

That James Jolly in the Prouince of Maryland Innholder on the
12th of February 1663 by bill und^r his hand did assume upon him-
selfe to pay unto Cap^t Thomas Harwood aforesaid the sūme of Two
Thowsand two hundred pounds of good sound tobacco, That the
said James Jolly the said sūme of two thowsand two hundred pounds
of tobacco doth refuse to pay unto yo^r pet^r to his greate daūmage—

Whereupon he bringeth his suite and prayeth Order of this hon^{ble}
Court that the said James Jolly may be Compelled to pay the said to-
bacco unto yo^r pet^r wth daūmages & Cost of suite And he shall pray—

John Gittings the Attorney of Andrew Cooke the Assigne of November
Henry Meese demands writt ags^t Vincent Atcheson in an accōn of 7th
debt to the uallue of fifty pounds of good merchantable Beauer or
2010th tob :

Warr^t to sherriffe of S^t Marys County & to arrest—Ret^e next Pro-
uinciall Court—

To the hon^{ble} Gouverno^r & Councell of the Prouince of Maryland

The humble petⁿ of John Gittinges Attorney to Andrew Cooke the
Assigne of Hen: Meese Sheweth

That Vincent Atcheson of s^t Jeromes in the prouince of Maryland
on the 24th of Aprill 1661 by bill under his hand did assume upon
himselfe to pay unto Henry Meese aforesaid the full sūme of fifty
pounds of good merchantable Beauer or else Two thowsand and
tenn pounds of tobacco merchantable in Caske, That the said Vincent

Liber B B Atcheson the said sūme of Two thowsand and tenn pounds of tobacco doth refuse to pay unto yo^r pet^r to his greate dañage whereupon hee bringeth his suite, And prayeth Order of this hon^{ble} Court that the said Vincent Atcheson may be Compelled to pay the said tobacco unto yo^r pet^r wth dañages & Cost of suite And hee shall pray &^c

9th Summons issued to the Sherriffe of Ann Arundell County to warne Edward Ladd Thomas Whyniard Susannah Leeth William Gunnell Lawrence Organ and Thomas Miles to testifie &^c in a Cause inter the Right Hon^{ble} the Lord Proprietary and Joseph ffincher—Further requiring the said Sherriffe to Cause the person of the said Joseph ffincher to be brought downe to the next Prouin^{all} Court—

Summons allsoe to the said sherriffe to warne the number of twelue persons of the neighbour hood, that they make theire personall appearance att the said Court, There to serue as Jurors upon the tryalls of seuerall persons to us p^rsented as ffelons.

[p. 359] Summons issued to the Sherriffe of Caluert County to warne Susan Hunt Francis Taylor Thomas Clifton Henry Ollis Henry Clements James Low John Ede and Christopher Anderson to testifie &^c in a Cause depending inter the Right Hon^{ble} the Lord Proprietary and John Grammer

Summons allsoe to the said Sherriffe to warne 12 Persons of the Neighbour hood, that they make theire p^rsonall appearance at the next Prouinciall Court, there to Serue as Jurors upon the tryalls of seuerall persons to us presented as ffelons—

12th John Gittings the Attorney of Andrew Cooke formerly entred his accōn ags^t James Iolly now demands writt against the said Iolly in an accōn of debt to the uallue of 7610th tob:—

Warr^t to sherriffe of S^t Marys County to arrest &^c Reñ next Prouinciall Court

To the hon^{ble} the Gouverno^r & Councell of the Prouince of Maryland—

The humble petⁿ of Jn^o Gittings the Attorney of Andrew Cooke Sheweth

That James Iolly in the Prouince of Maryland Innholder on the 11th ffbruary 1663 by bill und^r his hand did assume upon himselfe to pay unto M^r Andrew Cooke aforesaid the sūme of seauen thowsand six hundred and tenn pounds of good sound tobaccoe, That the said James Iolly the said sūme of seauen thowsand Six hundred and tenn pounds of tobacco doth refuse to pay unto yo^r pet^r to his greate dañage whereupon he bringeth his suite, And prayeth Order of this hon^{ble} Court that the said James Iolly may be Compelled to pay the said tobacco unto yo^r pet^r wth dañages and Cost of suite, And he shall pray &^c—

John Abington demands writt ag^t Jn^o Salesbury in an accōn of Liber B B Debt to the uallue of 6000th tob:

Warr^t to the sherriffe of Caluert County to arrest &^c

To the hon^{ble} the Gouverno^r & Councell of the Prouince of Maryland

The humble petⁿ of Jn^o Abington Sheweth

That John Salesbury is indebted to yo^r Pet^r the sume of ffowre thowsand Six hundred thirety Eight pounds of tobacco and Cask by bill and neer two hundred more by accompt for all which he humbly prayeth Order of this hon^{ble} Court for speedy paym^t And he shall pray &^c—

John Abington demands writt ags^t John Salesbury in an accōn [p. 360] upon his Case to the uallue of tenn Thowsand pounds of tobacco—

Warr^t to Sherriffe Caluert County to arrest &^c. Re^t next Prouinciall Court—

The said Abington demands writt of Attachm^t ags^t the Estate of the said John Salesbury to the uallue of 6000th tob: the Sherriffe of Caluert County to keepe them untill the said Salesbury or his Attorney doe appeare att the next Prouinciall Court to answere the suite of the said Abington in an accōn of debt to that uallue dated 27th 8^{br} 1664

Warr^t to sherriffe Caluert County to attach &^c returnable next Prouinciall Court

To the hon^{ble} the Gouverno^r & Councell of the prouince of Maryland—

The humble petⁿ of John Abington sheweth

That John Salesbury did enter into Couenant wth yo^r pet^r as an Ouerseer to take Care of such thinges as were deliuered to him and did Obleige himselfe to look after his Seruants for the managing and making a Cropp all which he neglected to doe by which meanes yo^r pet^r is dampnified to the uallue of ten thowsand pounds of tob: and Caske for which he humbly prayeth Order of this Hon^{ble} Court for speedy paym^t thereof, And he shall pray &^c

To all people to whom these p^rsents shall come I Margarite Perry of the City of Westminster in the County of Midds widdow send Greeting Whereas John Bateman late Cittizen and Haberdasher of London deceased by his Obliga^con und^r his hand and seale bearing date the fourteenth day of August Ann^o Do^mi 1649 is and standeth bound unto me the said Margerite Perry in the Sume or penalty of Two thowsand pounds of lawfull money of England wth Condi^con thereon endorsed, that he the said Jn^o Bateman should at the time of his decease by his last will and testament or by some other lawfull wayes and meanes sufficiently giue Conuey settle assure confirme and leaue unto Mary his then intended and since wife and Relict (becing the daughter of me the said Margaritt Perry) an estate of

Liber B B the true full uallue of One thowsand pounds of lawfull money of England in Goods Plate ready money moueables househould stuffe lands messuāges or Tenements to her owne use in such sort as that she the said Mary her Executors Administrators and Assignes should and might freely peaceably and quietly haue hold possess and enjoy the same as her and theire owne proper Goodes and Estate wthout the lett suite trouble denyall or disturbance of any person or persons whatsoever, as by the same Obligacon and Condicon more at large may appeare, Now know yee that I the said Margarite Perry for good Consideracons mee hereunto moueing haue Granted transferred assigned and sett Ouer, and by these p^rsents, Doe grant transferre assignee and sett ouer unto M^r Thomas Thomas Mannying M^r Thomas Nottley & M^r John Gittings Gentlemen now Resident in Virginia and to the Suruiuors and Suruiuor of them for the use and benefitt of the said Mary my Daughter the said recyted Obligacon and the penalty Summe and Summes of money therein or in the Condicon thereof menconed and all benefitt proffitt and Aduantage whatsoever there upon to be had obtained or gotten, and for the better enabling of them the said Tho: Manning Thomas Nottley and John Gittings or any of them Joyntly or seuerally to recouer and receiue the same to and for the use aforesaid, I the said Margarite Perry haue made Ordeined Constituted and deputed, And by these p^rsents doe for me my Executors & Administrators made Ordaine Constitute and depute the said Thomas Mannying Thomas Nottley and John Gittings and euery or any of them joyntly or seuerally Our and euery of Our true and lawfull Attorney and Attorneys assignee and Assignes in the name or names of me my Executors or Administrators but to and for the use and uses aforesaid To aske demand Leauy recouer and receiue by Order of law or otherwise of and from the Executors or Administ^{rs} of the said John Bateman, all and euery Such Summe and Summes of money Goodes wares Chattles benefitts proffitts and aduantages due or payable or to be paid had received obtained or gotten upon or by reason of the said recited Obligacon in any manner of wise Or upon or by reason of any Guift deuise legacy or bequest whatsoever, giuen deuised appointed or bequeathed unto me by him the said John Bateman in and by his last will & testament or otherwise howsoever for or towards the sattisfaccon of the said recited Obligacon in many manner of wise, and for nonpaym^t or not deliuey thereof or of any part thereof I the said Margarite Perry doe by these p^rsents for me my Executors and Administrato^{rs} giue and grant unto my said Attorneys and euery or any of them Ioyntly or Seuerally full Power and Authority to sue persue impleade attach in prison Condempe and out of prison to deliuer the Executors or Administrators of the said John Bateman or any other person or persons that shall deteine or wthhold the p^rmises or any parte thereof and all and euery such suites impleas plaints & arrests to sue and prosecute to seuerall Judgm^{ts} & execucons and the full effect aduan-

[p. 361]

tage and benefitt of such Judgments decrees and execucons to leauy Liber B B
 execute and take ags^t the Bodyes and Goodes lands and tenements
 of such detainers or wthhoulders of the premises and euery or any
 of them and to receiue Compound and agree for the same and any
 part thereof and upon any receipt Composition or agreem^t in the
 premises in the name of me my Executors or Administrators to
 make and giue such acquittance or discharge as in that behalfe shall [p. 362]
 bee needfull and I doe hereby further Authorize desire and appointe
 my said Attorneys and euery or either of them upon Receipt of any
 suñe or suñes of money goods Comodities aduantages and proffitts
 by uertue of these p^rsents to pay and deliuer the same unto M^r Philip
 Caluert now resident in Vergenia or to such other person or persons
 as the said Mary Bateman shall direct or appointe for the onely use
 and benefitt of her the said Mary and to take such acquittance and
 Receipt for the same as in that behalfe shall be necessary and one
 or more Attorney or Attorneyes under my said Attorneyes or any of
 them to make and againe att their or any of their wills and pleasures
 to reuoake And generally to doe execute performe and finish all and
 euery of her Act and Acts thinge and thinges whatsoeuer which shall
 be requisite or necessary to be done in or about the p^rmisses as fully
 and amply in euery respect as I my selfe might or Could doe being
 personally p^rsent; Ratyfying and alloweing for firme and effectuell
 all and whatsoeuer my said Attorneys their substituts or Assignes or
 any of them shall lawfully doe or Cause to be done in or about the
 p^rmisses by uertue of theis p^rsents. In wittnes whereof I haue here-
 unto sett my hand & seale dated the Eight day of August An^o Dñ
 1664, And in the sixteenth yeare of the reigne of Our Soueraigne
 Lord Charles the Second by the Grace of God King of England
 Scotland france and Ireland Defender of the ffaith &^c—

Sealed and deliuered

Margarett Pery Seale

In the presence of

Tho: Harwood

James Conaway

Andrew Cooke

Cap^t Thomas Harwood maketh Oath that he saw the within named
 Margarite Pery signe and seale the wthin written letter of Attorney
 and further saith not Tho: Harwood

Jurauit Coram me 25^o

Octobris 1664—

Philip Caluert

Andrew Cooke maketh Oath that he saw the wthin named Mar-
 garite Perry Signe and Seale the wthin written letter of Attorney and
 further saith not— Andrew Cooke

Jurauit Coram me 25^o

Octobris 1664—

Philip Caluert

Liber B B John Gittings the Attorney of Margarite Perry demands writt agst^t Mary Bateman the Executrix of John Bateman Esq^r dec^d in an accōn of debt to the uallue of Two thowsand pounds sterling dated 27th October 1664

Warr^t to Sherriffe of Caluert County to arrest &c. Returnable next Prouinciall Court

[p. 363] To the hon^{ble} the Gouverno^r & Councell of the prouince of Maryland

The humble petⁿ of John Gittings Attorney to Margarite Pery Sheweth

That John Bateman late Cittizen and Haberdasher of London dec^d by his Obligacon bearing date the 14th day of August 1649 is and standeth bound unto Margarite Pery in the su^me or penalty of two thowsand pounds of lawfull money of England wth Condi^{ti}on thereon Endorsed that he the said John Bateman should att the time of his decease by his last will and testament or by some other meanes sufficiently giue Conuey settle assure Confirme and leaue unto Mary his then intended and since wife and Relict (being daughter of the said Margarite Perry) an Estate of the true full uallue of One thowsand pounds sterling in Goods Plate &c, to her owne use in such sorte as that she the said Mary her Executors Administrat^{rs} and Assignes should and might freely peaceably and quietly haue hold possess and Enjoy the same as her and their owne proper goods and Estate wthout the lett suite trouble denyall or disturbance of any person or persons whatsoever, as by the same Obligacon and Condi^{ti}on now ready to be tendred to this hon^{ble} Court transmitted wth an attestacon of the Lord Mayor of the Citty of London more att large may appeare—

Now soe it is that the said John Bateman hath not according to the tenor of his Obligacon Sufficiently Conueyed settled assured and Confirmed unto the said Mary an Estate of the true full uallue of One thowsand pounds aforesaid, but hath left her and her whole Estate encombred wth many debts and lyable to the suite trouble and disturbance of many persons

Wherefore yo^r pet^r humbly prayes Order of this hon^{ble} Court for the said su^me of two Thowsand pounds Sterling agst^t the Estate of the said John Bateman—And as in Duty bound he shall pray &c.

Proclamacon By the Leiuenn^t Generall

Whereas att the last Prouinciall Co^{rt} houlden at S^t Marys for this prouince on the 4th October last past the next Prouinciall Court was then appointed to be held on the Sixth of December followinge
[p. 364] Now for as much the Gouverno^r and most of the Councell being like to be absent from S^t Marys att that time about their seuerall earnest Occasions as allsoe about some perticuler affaires w^{ch} Concerne this prouince which will not admitt of delay therein—

These are therefore to giue notice to all persons whome it may Liber B B
 Concerne that the Prouinciall Court to be held on the 6th day of
 December is adjourn'd untill the 20th of the same month, and all
 writts and other process issued forth for that Court intended to be
 holden on the 6th day of December shall be returnable on the 20th of
 the same month as aforesaid. Giuen und^r my hand this 24th of
 Nouember 1664 Signed Charles Caluert

Thomas Mountford by his Attorney Thomas Sprigg demands December 3^d
 Writt ags^t William Price in an accōn of debt upon accompt to the
 uallue of three thowsand six hundred twenty five pounds tob:

Warr^t to Sherriffe of S^t Marys County or to the sherriffe of
 Charles County to arrest &^c Reñ next Prouinciall Co^{rt} being the 20th
 instant—

Thomas Mountfort by his Attorney Thomas Sprigg demanded
 writt of Summons for Benjamin Rozer and John Emerson to proue
 that power giuen the said Sprigg by the said Mountfort in a letter
 of Attorney which said Rozer & Emerson did testifye upon Oath to
 be the true act and deed of the said Mountforts unto the said Sprigg
 and allowed of in Court—

To the hon^{ble} Gouverno^r & Councell In Prouinciall Co^{rt} assembled

The humble petⁿ of Tho: Mountford by his Attorney Tho:
 Sprigge Sheweth

That William Price stands ended to yo^r pet^r in the su^me of Three
 thowsand six hundred twenty five pounds of tob: upon accompt as
 by perticulers more at large may appeare wth acknowledgm^t thereto
 under the said Price his hand, One hundred seauenty seauen pounds
 of tobacco by him excepted yet wthout further Caution shewne why
 the whole su^me of 3625^{lb} tob: should not be paid he making refusall
 thereof to yo^r pet^{rs} greate damage whereupon he bringeth his suite,
 And humbly Craues of this hon^{ble} Court Order for the said su^me
 with damages and Cost of suite And as in duty bound hee shall
 pray &^c.

Daniel Jenifer Enters an accōn ags^t James Jolly to the uallue of 3^d
 ffoure thowsand pounds of tobaccoe wth Caske. Due by bill under
 hand—being accōn of debt

Summons then issued for Hannah Price and William her husband [p. 365]
 to appeare att the next Prouin^{all} Court held on the 20th of this in- Decemb^r 3^d
 stant December to answere what shall then be objected ags^t them uide 421
 on behalfe of the Lord Propriet^r Concerning the Couering the state
 howse att S^t Marys Vpon perill of forfeiting 5000^{lb} tob to the Lord
 Propriet^r in Case they appeare not according to summons

Liber B B Daniel Jenifer dds writt of Attachmt agst any the Goods Debts
 4th bills bonds or other writeings belonging to James Jolly to the uallue of ffour thousand pounds of tobacco wthin this prouince untill the said Iolly or his Atto^r: shall appeare at the next Prouin^{all} Co^{rt} held 20th Decemb^r instant, to answere to the suite of the said Jenifer in an acc^{on} of Debt to that uallue and abide Judgm^t of Court—Writt to sherriffe of S^t Marys County &^c

To the hon^{ble} Gouverno^r & Councell In Prouinciall Courte Assembled
 The humble petⁿ of Daniel Jenifer Sheweth

That James Jolly stands endebted to yo^r pet^r in the sume of foure thousand pounds of tobacco wth Caske as by Specialty under his hand (more at large may appeare) Now soe it is the said Jolly wth his wife and family hath priuately made Conueyance of themselues and all goods moueable unto a planta^{con} on the easterne shore which may be out of the Jurisdic^{con} of this prouince he hauing made an acknowledgedm^t thereof as under the Gouvernm^t of Vergenia and what debts by him are left behinde is dayly in danger thither to be exported and noe attorney appeareing whereby yo^r pet^r is left remedillesse

Wherefore he humble Craues Order of this hon^{ble} Court agst^t the Estate of the said James Jolly to the uallue of the abouesaid debt of 4000th tob: wth damages and Cost of suite—And as in duty bound he shall pray &^c—

5th Thomas Nottley enters acc^{on} agst^t James Iolly to the uallue of 11075th tob: due by obliga^{con} und^r hand writeinge, acc^{on} of Debt—the s^d Tho: Nottley dds writt of attachmt agst^t any the Goodes Debts bills Bonds or other writeings belonging to James Jolly to the uallue of 11075th tob: untill the said Iolly or his Attorney shall appeare at the next Prouinciall Co^{rt} held the 20th Instant December to answere to the suite of the Tho^m: Nottley in an acc^{on} of debte to that uallue & abide Judgm^t.

Writt to sherriffe of S^t Marys County &^c—

[p. 366] To the hon^{ble} Gouverno^r & Councell In Prouin^{all} Co^{rt} assembled

The humble petitione of Thomas Nottley Sheweth

That James Iolly stands endebted to yo^r pet^r in the sume of Eleauen Thowsand seauenty ffiue pounds of tobacco to be paid this p^rsent Cropp

Now soe it is the said James Iolly wth his wife and family hath priuately made Conueyance of themselues and all goods moueable unto a planta^{con} on the Easterne shore, which may be out of the Jurisdic^{con} of this prouince he hauing made an acknowledgedm^t thereof as under the Gouvernm^t of Vergenia and what debts by him are left behinde is dayly in danger thither to be exported, and noe Attorney appeareing whereby yo^r pet^r is left remedillesse

Wherefore he humbly prayeth Order of this hon^{ble} Court against Liber B B
the Estate of the said James Iolly to the uallue of the abouesaid debt
of 11075^{lb} tob: wth daṃages and Cost of suite And as in duty bound
he shall pray &°:

Christopher Dobson enters an accōn of debt ags^t James Iolly to 6th
the uallue of ffourteene thowsand pounds of tob: by Obligaṭōn und^r
hand

The said Christopher Dobson tḏs writt of attachm^t ags^t the Goods
debts or Chattles belonging to James Iolly to the uallue of ffourteene
thowsand pounds of tobacco wthin this prouince untill the s^d Iolly
or his Attorney shall appeare att the next Prouinciall Court to be
held on the 20th of this instant December to answe^re to the suite of
the said Dobson in an accōn of Debt to that uallue due by obligaṭōn
under hand and abide Iudgm^t of Court—

Writt to the Sherriffe of Caluert County to attach &°.

To the hon^{ble} Gouverno^r and Councell In Prouinciall Co^rt assembled

The humble petⁿ of Christop^r Dobson Sheweth

That James Iolly did assume upon himselfe on the 23^d day of
Aprill 1664 the suṃe of seauen thowsand pounds of tob: in the
penalty of ffourteene thowsand pounds of tobacco upon non payment
of the said 7000^{lb} tob: as by Obligaṭōn und^r his hand may more att
large appeare.

Now soe it is the said James Iolly wth his wife and ffamly hath
priuately made remoueable unto a place on the Easterne shore which
he acknowledgeth (as by entry made of the said land) to be under
the Gouernment of Virgenia, and his Estate dayly in danger thither
to be exported and noe attorney appeareing whereby yo^r pet^r is left
remedillesse

Wherefore hee humbly prayes Order of this hon^{ble} Court ags^t the
Estate of the said James Iolly for the aboue menṭōned debt wth
daṃages & Cost of suite, And as in duty bound he shall pray &°—

John Harrington husband to Mary the Relict of ffancis Mogg [p. 367]
demands writt ags^t Gasper Guerin in an accōn of debt to the uallue
of 900^{lb} tob: & Caske dated 17th 9^{br} 1664—

Warr^t to Sherriffe of s^t Marys County to arrest &°. Reṭ next proin^{all} Co^rt 6th Xemb^r next

To the hon^{ble} Gouverno^r & Councell of Maryland

The humble petⁿ of John Harrington husband to Mary the relict
of Francis Mogge Sheweth

That upon the second day of Aprill 1664 Gasper Guerin of
S^t Jeromes Chirurgion did assume upon himselfe to pay unto the
abouesaid Mary Mogg her Executors or Assignes the full and Just

Liber B B su^me of nine hundred pounds of good sound large tobacco and Caske according to Act of Assembly att his now dwelling planta^con in s^t Jeromes aforesaide at or before the 10th day of October last past, as by specialty under his hand may more at large appeare which said su^me of nine hundred pounds of tobacco the said Gasper Guerin hath not paid and still refuseth to pay to yo^r pet^{rs} greate da^mage whereupon hee bringeth his suite And humbly prayes Order of this hon^{ble} Court that the said Gasper Guerin may be Compelled to pay the said tob: unto yo^r pet^r wth da^mages and Cost of Suite, And he shall pray &^c—

December 7th Thomas Paine dem^ds writt ags^t Edward Perce Master of the Shipe Golden Fortune in acc^on of tresspass upon Detainer to the uallue of Two hundred pounds sterling

Warr^t to sherriffe of S^t Marys County to arrest &^c. Reⁱ next Prouinciall Co^rt being 20th instant

Ditto Paine d^ds writt of summons for W^m Price and Henry Hawkins to testifie in ditto Causo, upon perill of forfeiting 500^{lb} tob: each person in Case they appeare not according to summons, reⁱ ditto die ut supra

Thomas Paine p^{lt}: } the p^{lt} declares ags^t the def^t for that the de-
Edw^d Pearce defend^t } fend^t doth as he shall proue Contrary to law
detaine a Chest of goods wth other thinges to the uallue of One hundred and twenty pounds sterling by w^{ch} detainer the p^{lt}: is dampnified uery much as he shall proue for the want of his Goods, For the which goods and apparant Da^mages the p^{lt}: humbly Craues Order of this Hon^{ble} Court—

[p. 368]
December 7th Thomas Nottley dem^ds writt ags^t John Walton in an acc^on of debt to the uallue of One thowsand seauen hundred pounds of tobaccoe due by bill—

Warr^t to sherriffe of Charles County to arrest &^c Reⁱ next prouin^{all} Court being the 20th instant

To the Hon^{ble} Gouverno^r & Councell in Prouin^{all} Co^rt assembled

Thomas Nottley p^{lt} } The p^{lt} declares ags^t the def^t in an acc^on of
John Walton defend^t } debt For that the def^t hath assumed upon
himselfe to pay unto the p^{lt}: One thowsand seauen hundred fifty nine pounds of tob: wth Caske as by specialty may more att large appeare. Now soe it is the said su^me of 1759^{lb} tob: by the p^{lt}: hath been often demanded but the def^t hath and still doth refuse to pay the said debt unto the p^{lt}: Wherefore he humbly prayes Order of this Hon^{ble} Court for the said su^me of 1759^{lb} tob: wth da^mages and Cost of suite, And hee shall pray &^c—

Thomas Nottley \ddot{a} ds writt ags^t George Thompson in an acc^on of Debt to the uallue of ffoure thowsand and Eighteene pounds of tobacco due by bill— Liber B B
ditto die

Warr^t to sherriffe of Charles County to arrest &^c—

To the hon^{ble} Gouverno^r & Councell In prouin^{all} Co^rt Assembled,
Thomas Nottley p^{lt}: } the p^{lt} declares ags^t the def^t in an acc^on
Geo: Thompson defend^t } of debt For that the def^t hath assum'd
upon himsele to pay unto the p^{lt}: ffowre thowsand and Eighteene
pounds of tobacco and Caske as by Specialty may more att large ap-
peare. Now soe it is the said su^me of 4018th tob: by the p^{lt} hath
been often demanded yet the def^t hath and still doth refuse to pay
the said debt unto the p^{lt}: Wherefore he humbly Craues Order of
this Hon^{ble} Court for the said su^me of ffowre thowsand & eighteen
pounds of tobacco wth da^mages and Cost of Suite—And he shall
pray &^c—

Walter Hall \ddot{a} ds writt of execu^on ags^t any the Goodes Chattles or debts of the Administratrix of John Hammond now wife to Pope Aluey for 1166th tob: as allsoe 77th tobacco according to the force and effect of an Order past the 9th day of ffebruary 1663 and the same to deliuer to the said Walter Hall— ditto die

Writt to sherriffe of Charles County to execute &^c

Joseph Horsley \ddot{a} ds writt of Execu^on ags^t the Body of James Eluerd to the uallue of 530th tob: Ordered upon a nonsuite

Warr^t to sherriffe of Caluert County to execute &^c

To the Hon^{ble} the Leiutenn^t Generall

[p. 369]

Philip Caluert Chancellor of this Prouince informeth that the Burgamasters of Amsterdam by theire Agent Alexand^r d'hinoyosa haue diuerse goods and merchandizes unlawfully traded wth and diuers debts in tobacco haue made wthin this prouince that is to say, Debt due from Augustin Herman M^r Samuell Goldsmyth M^r Henry Stockitt M^r Charles James M^r Richard Bennitt and M^r Nathaniell Vtie, Wherefore he Craues the benifitt of the discouery according to the seuerall Acts of Parliam^t for nauiga^on and encrease of shipping, and that he may haue summons for the partyes and wittnesses to make out the truth of this informa^on
December 10th 1664— Philip Caluert

Summons issued for John Cooke and Jn^o Collison Seruants to Francis Armstrong that they make theire personall appearance att the next Prouin^{all} Court being the 20th instant to testifye &^c in a Cause depending betweene the Right Hon^{ble} the Lord Prop^r and The said Francis Armstrong upon perill of forfeiting each 500th tob: if they appeare not Decemb^r
10th

Liber B B John Sheppard by his Attorney Daniel Jenifer demands writt agst^t Thomas Bennitt in an accōn of debt to the uallue of seauenteene hundred pounds of tobacco wth Caske—

Warr^t to sherriffe of S^t Marys County to arrest &^c Reī next Prouin^{all} Court being the 20th instant

To the hon^{ble} Gouverno^r & Councell of the prouince of Maryland

The humble petⁿ of John Sheppard by his Attorney Daniel Jenifer Sheweth

That Thomas Bennitt did upon the 24th day of January 1662 assume upon himselfe to pay yo^r pet^r his heires or Assignes upon the 25th march 1663 the full and Just Sumē of seauenteen hundred pounds of tobacco wth Caske good and merchantable as by his specialty will appeare which said sumē of 1700^{lb} tob: the said Thomas Bennitt hath not paid but makes delays therein to yo^r pet^{rs} greate damage—Wherefore he prayeth Order of this hon^{ble} Court for speedy paym^t therein wth Costs and damages And he shall pray &^c

[p. 370] Pope Aluey in behalfe of his wife Ann Administratrix of the
Decemb^r Estate of her husband John Hammond dec^d demands writt agst^t
12th James Veitch in an accōn of the Case to the uallue of 2000^{lb} tob:

warr^t to the sherriffe of Caluert County to arrest &^c reī 20th instant—

To the Gouverno^r and Councell of Maryland

The humble petⁿ of Pope Aluey Sheweth

That whereas James Veitch stood indebted to yo^r pet^r as Administrator of John Hamond deceased for 2000^{lb} tob: and Caske for a woman Seruant and likewise some other debt due to the Estate wthout the said James Veitch proues this debts paid Yo^r pet^r humbly Craues an Order for his debt And hee shall pray &^c—

13th Pope Aluey on behalfe of his wife Ann Hammond tds writt agst^t Thomas Wynne who maryed the relict of Richard Willan in an accōn of the Case to the uallue of 5000^{lb} tob:—

Warr^t to sherriffe of S^t Marys County to arrest &^c

To the hon^{ble} Gouverno^r & Councell In prouin^{all} Co^{rt} assembled

Pope Aluey on behalfe of his wife

Ann Hammond plaintiffe

Tho: Wynne who maryed the

relict of Richard Willan defendant

} The p^{lt}: sues the defend^t in
an accōn of the Case For that
the p^{lt}^s wife Relict to John
Hammond who before his de-

cease was imploy'd by the said Richard Willan as und^r sherriffe and furthermore (as by Condiçōn und^r hand may appeare) the said Hammond was allowed by the said Willan One halfe of all proffitts and benifitts which should accrue in the time of the saide Sherriffealty excepting six hundred and seauenty pounds of tobb: which said Condiçōns beares date the 16th Sep^t 1662, & Confirmed under the

handes of the Hon^{ble} Governo^r & Secretary, Now soe it is, the said Liber B B
 Hammond deceased and since the said Willan whose relict nor her
 husband Thomas Wynne will allow of any proffitt due to the p^{lt}: as
 marying the said Hammonds relict which is great damage to the
 p^{lt}: his wife and her Children her husband not onely loosing his
 life to which imployment might be something attributed therein but
 his time and laboure and now allsoe his sallery wthout this hon^{ble}
 Court will giue redresse therein, which said Hammonds Interest
 amounts unto ffiue thowsand pounds of tobacco upon which he bring-
 eth his suite, And humbly Craues Order of this hon^{ble} Court that the
 defend^t may make satisfac^{on} unto the p^{lt}: to the uallue of the said
 5000th tobacco and as in duty bound hee shall pray &^c—

Jerome White Esq^r enters acc^{on} of debt to the uallue of ffoure hun- [p. 371]
December
13th
 dred and fifty pounds of tob: wth Caske the Assignee of Cap^t James
 Neale the Assignee of Tho: Bradley ags^t Richard Collett the Execu-
 tor of Francis Riggs due by bill und^r hand, bearing date the 5th Janu-
 ary 1663—

Christopher Dobson dem^{ds} writt of summons for Francis Jackson 15th
 to testifie &^c in Causo inter ditto Dobson and James Jolly in an
 acc^{on} of debt to the uallue of 14000th tob: upon perill of forfeiting
 500th tob: &^c—

Warr^t to Sherriffe of S^t Marys County to warne &^c reⁱ 20th of
 this instant Xcem^{br}

The said Dobson d^{ds} writt of summons for Abraham Wattson
 to testifie &^c in ditto Causo, wth th^e like penalty

Warr^t to sherriffe of Caluert County reⁱ the 20th of this instant
 December

This Indenture made the tenth day of August in the yeare of Our
 Lord God One thowsand six hundred sixty one, betweene William
 Caluert of Caluerts Rest in the County of S^t Marys Esq^r of the
 One parte and Robert Hooper in the manno^r of S^t Michaells in the
 said County of S^t Marys on the other p^{te} Wittnesseth that the said
 W^m Caluert for diuers good Causes and Considera^{ons} him there-
 unto especially mouing hath for euer sold demised granted and to
 farme Letten and by these p^rsents doth for euer sett demise grant
 and to farme lett to him the said Robert Hooper his heires Executors
 Administrato^{rs} or Assignes alle and singular his tenement or planta-
 c^{on} Commonly Called and knowne by the name of Hoopers plan-
 ta^{on} beginning at a marked Oke standing neer the line of the wid-
 dow Potters bounding on the north wth a line drawne East from the
 said Oke for the length of ninety perches to a marked Oke that stand-
 eth in a Pyne swamp on the East wth a line drawne South and by
 East from the said Oke for the length of One hundred perches to a
 marked Pyne on the south wth a line drawne west south west from

Liber B B the end of the former line to a marked white Oke that standeth neer the Cleer'd ground of Martin Kirke that intersects a parallell line drawne from a bound Oke that standeth in a ualley by the fence of the said Hooper that deuideth his plantacon from the said Potters on the west wth the parellell, Containing and now laid out for Eighty fve acres more or lesse wth appurtenances and howses Edifices build-ings Tobacco howses and all out howses Orchards and Gardens thereunto belonging, To haue and to hould unto him the said Robert [p. 372] Hooper his heires Executors Administrato^{rs} or Assignes all and singular the p^mises wth the appurtenances for euer, yeilding and thereout paying yearely unto the said W^m Caluert his heires Execu-tors Administrators or Assignes two barrills of Corne and fve henns or Capons at or by the tenth day of Nouember att the mansion house of the said William Caluert in Caluerts Rest and One barrill of Corne for heriott, and in Case the said yearely rent be behinde and unpaid wthin tenn dayes before or after the said time of payment, that it shall and may be lawfull to and for the saide William Caluert his heires Executors Administrators and Assignes to distrayne upon the p^mises, and for want of a sufficient distress to reenter and the same to hould and Injoy as his or theirre former Estate, And the said William Caluert doth binde himselfe his heires Executors Adminis-trators and Assignes to warrand and defend the p^misses to the said Rob^t Hooper his heires Executors Administrators or Assignes from all Iust Claimes whatsoever In wittnes whereof the said William Caluert and Rob^t Hooper to these Indentures interchangeably sett theirre hands and seales the day & yeare aboute written

Sealed signed & deliuered

Wiff: Caluert Seale

In the p^resence of us

the marke of

Tho: Gerrard

Robert  Hooper


Tho: Stone

June the 8th day 1663

Know all men by these p^rsents that I Henry Penitone wthin the prouince of Maryland liuing in S^t Michaelles hundred doe for some Causes moueing me thereto doe freely giue unto Thomas Brooks of the same hundred One Cow Calfe wth all her female Encrease untill the s^d Thomas Brooks Comes to the perfect age of sixteene yeares of age and then all both male and female from that day forth shall runn on for the good of the said Thomas, and further it is agreed on that if the said Thomas Brooks should dye before he comes to that age of sixteene then the said Calfe and all her female encrease shall be at the disposing of Mary his mother which this day is wife to Francis Mogge thus farre I agree and Conclude, whereof I haue hereunto set my hand—

the marke of

Henry  Penitone

John  Bryant

John fleming

Know all men by these p^rsents that I Rob^t Smyth plant^r doe giue Liber B B
unto Elizabeth Brookes the daughter of Francis Brookes One Grisell
Sow wth pigg in the yeare of Our Lord God One thowsand Six hun-
dred Sixty, the marke of

Wittnes Daudid Seely

WV

Marke King

Robb: Smyth

Rose Smith

Jonathan Browne enters an accōn of debt due by bill und^r the hand [p. 373]
of Francis Riggs, ags^t Richard Collett the Executor of the said Riggs December
to the uallue of fūe thowsand Six hundred ffourty seauen pounds of 15th
tob: and Caske—

Summons issued to the sherriffe of Caluert County to warne John 20th
Cooke and John Collison to testifye &^e in a Cause depending betweene
the Rig^t Hon^{ble} the Lord Proprietary and Fran: Armstrong upon
perill of forfeiting 1000th tob: each person in not appearing accord-
ing to summons ags^t the next Prouin^{all} Court wheresoeuer and when-
soeuer it shall bee—

Att a Prouinciall Court held att S^t Marys on the 20th day of
Decemb^r 1664—

P^rsent { Charles Caluert Esq³ Gouverno^r }
{ Philip Caluert Esq³ Chancello^r }

M^r Jerome White and M^r Baker Brookes being indispos'd in health
Causeth theire Absence, and no other person of the Councell ap-
pearing excepting the Leiutenn^t Generall and Chancello^r, Where-
upon it is Ordered that the Court bee adjourn'd untill tomorrow
morning att 9 of the Clocke.

Decemb^r the 21th 1664

P^rsent Gouverno^r Chancello^r & M^r Baker Brooke

Wee whose names are hereund^r written being required to ueiw
the Body of Jeffery Haggman, Seruant to Joseph ffincher and to the
best of our knowledge to returne Our Virdict how he Came by his
death, wee being Sworne and hauing ueiwd the said Haggmans
Body doe finde no mortall wound about him that did occasion his
death but doe unanimously concurr and Judge the s^d Haggman being
a diseased person died of the scuruey and an Imposthume Wittnes
Our handes August the 28th 1664—

Thomas Besson foreman	} Dennis N Macconahs m̄ke William W ³ Grayes m̄ke John ∞ Jones m̄ke John Kersseake Tho: TP Parson m̄ke Theo: Lewys
Rob ^t ffrancklin	
John Gray	
Andrew Roberts	
Robert Lloyde	
Maren Duvall	

Vera Copia teste me Theo: Lewys Cler: Co^m Annarundell

Liber B B Wee the Comm^{rs} of the County of Ann arundell doe hereby deliuer unto yo^r the Body of Joseph ffincher who is suspected to haue murdered his Seruant Jeffry Haggman, by the Examina^{co}n of seuerall wittnesses

[p. 374] These are therefore in the Lord Propriet^{rs} name to will and require yo^w to take him into Goale and there to keep him safe untill he be Cleared by the law hereof fayle not as yo^w will answere the Contrary att yo^r Perill Giuen und^r Our handes Septemb^r 14th 1664—

To Cap^t W^m Burges Sherriffe
of Ann Arundell County—

Rob^t Burle
Rog: Grose
Tho: Besson
Rich: Ewen
Ralph Williams
John Norwood

Vera Copia teste me Theo:
Lewys Clef: Com—

Att a Court held for Ann Arundell County Sep^t the 13th 1664—

P^rsent

Mr	{	Rob ^t Burle	{	Cap ^t Tho: Besson	} Commissioners
		Rog: Grose		Cap ^t Jn ^o Norwood	
		Rich: Ewen		Ralph Williams	

Edward Ladd aged 21 yeares or thereabouts sworne in Court deposeth as followeth

That he saw Joseph ffincher strike his seruant but not in the tobacco howse and those blowes that the said ffincher did at that time giue his seruant this depon^t is sure could doe him no hurt, and further saith not—
Edw^d O Ladd his marke

Thomas Whyniard aged 21 yeares or thereabouts sworne in Court deposeth as followeth—

That he saw Joseph ffincher strike his Seruant wth a small sticke but not in the tobacco howse and further this depon^t saith not
Thomas T whyniards nlike

Sussannah Leeth aged 20 yeares or thereabouts sworne in Court deposeth as followeth

This Deponant goeing to worke saw Joseph ffincher pegging of plants and he called his man out to worke he not comming when he call'd him, he goes in and fetches him and loades him wth a burden of plants the man not able to beare them the said ffincher followes him and flings him downe plants and all and beate him and kicked him and afterwards sent him into the howse, his wife turnes him back againe and sends him for a paille of water she following him for another, and goeing to the spring the fellow not goeing soe fast as she would haue him she shuveth him along till he fell downe and afterwards she pull'd him up againe and gaue him some blowes then coming from th^e springe the man fell downe wth the paille in his hand,

but this Deponant knowes not whether there was any water in it or Liber B B
 noe she could not gett him up but calls to her husband, the man seeing his mast^r comming gets up and goes towards the howse, his mast^r followeth him and beateth him wth a sticke, a while after wee [p. 375]
 came out againe to worke picking up plants wee heard a great noise in the tobacco howse whereof Joseph ffincher cryed gett up gett up, a while after this depon^t saw a little Girle belonging to the howse running to the dwelling house and p^rsently after Thomas Whyniard and fetcht a bottle of dramms my M^r seeing him runn calls to Lawrence Organ and goes to the tobacco house and further saith not—
 Susanna Leeth

William Gunnell aged 22 yeares or thereabouts Sworne in Court
 Deposeth as followeth

That upon fryday being the night before Joseph ffinchers man died this depon^t saw the said ffincher loade his man wth plants and loaded soe much on him that the said seru^t told his mast^r he could not beare it who said to his seru^t sirrah goe or else I will beate yo^w neuer was dogg soe beaten who answered his M^r, Mast^r I cannot cary them although yo^w knock me in the head and the fellow staggering his mast^r Comming to him, kickt him and beate him with his fist saying sirrah Ile use the neuer noe dogg was soe used, Ile either knocke thee in the head or starue thee rather then Ile lead this life wth thee, and then ffincher called his seru^{ant} to him againe and loaded him wth some of the plants the fellow carryed them as well as he could to the old howse, this was done on fryday night before the fellow dyed, and the next morning this Depon^t being pegging of plants saw the said ffincher beate his seru^{ant} againe wth a sticke and likewise his fist and allsoe kicked him and after this depon^t went home and Comming out againe from breakfast this dep^t saw the said ffinchers wife and the fellow goeing to the spring the fellow not goeing soe fast as she would haue him shued him along and struck him wth her hands and haul'd him & pull'd him and gott him up againe and comming from the springe the fellow fell downe againe and she call'd to her husband, and told him that she could not gett the fellow up her husband coming the fellow rise and after he went up to the tobacco howse in the Corne feilde and this dep^t heard a greate noise and the fellow Cryed out Lord Mast^r if yo^w beate me any more yo^w will knock me in the head, and after this deponant saw a wench goeing downe to the dwelling howse she not comming soe soon as they expected Thomas Whyniard runn after & brought up a bottle of dramms Tho: Miles this dep^ts mast^r seeing of him runn called to Lawrence Organ and told him that he thought in his heart the fellow was dead, and this Dep^t further saith that Joseph ffincher formerly reported he had beate his seru^t and brake 2 tobacco sticks about the sides of him & declared it to John Kickseck Lawrence Organ and this Depon^t being in the feild when the said Kirkseck spoke of it this Joseph

Liber B B ffincher declared to the dutchman & the dutchman to us, and further
Saith not— William Gunnells m̄ke

[p. 376] Lawrence Organ aged 35 yeares or thereabouts sworne In Court
deposeth as followeth

This Depon^t saw Joseph ffincher beate his seru^t wth his hand &
kickt him wth his feete and likewise saw the said ffinchers seru^{ts}
nostrills of his nose bloody in the house where he was dead & further
saith not Lawrence L O Organs m̄ke

Thomas Miles aged 45 yeares or thereabouts sworne in Court de-
poseth as followeth

This Deponant being in the feild saw Joseph ffincher loading of
plants upon his man he being not able to carry them fell downe plants
and all, and Joseph ffincher loaded his maid, soe when she was gone
he ran to the fellow and fell a beating of him kicking of him and
cuffing of him saying can yo^w neither carry plants nor walke turn'd
him home, his wife meeting of him turn'd him back againe till he
came to the tobacco howse or thereabouts there the fellow would goe
noe further but fell downe, she call'd to her husband and told him the
fellow would not walke, he the said ffincher throwing downe the said
plants that was in his armes and runn up to the tobacco howse and
tooke up a stick and gaue him foure or fve blowes and kickt him and
Cufft him againe then about the 2^d or 3^d hour of the day this depon^t
being in the feilde wth his people heard a greate noise in the tobacco
howse like the Clattering of sticks and crying gett up gett up why
doe yo^w not gett up, soe p^sently after this depon^t saw the wench
running home and after her Thomas Whyniard, seeing these thinges
this dep^t pondering in his minde what was the matter and it rise in
his hart that the fellow was dead p^sently this depon^t called to Law-
rence Organ and told him what he thought who answered yo^r dep^t
Come let's goe and see, soe when we came to the tobacco howse dore
Wee saw the fellow upon the ground leaning ags^t his M^{rs} knee he
being bloody about the nose this depo^{nt} askt Joseph ffincher how it
came who answered this dep^t that he fell downe ags^t the tobacco
sticks and further this dep^t saith not Tho Miles
Vera Copia Teste me Theo: Lewys Cle^r: Co^m Ann Arundell—

Examinaçons taken before the Gouverno^r & Councell

Joseph ffincher confess that Jeffery Hagman dyed the 27th day of
August 1664—

Thomas Miles being further examined upon Oath saith that when
he Came into the tobacco howse the said Jeffery Hagman was dead
and further he saith he saw black spotts upon his body and hinder
parts, Joseph ffincher was urgent wth the said Myles to bury him
[p. 377] before any body saw him and further he saith that upon report he
was beaten wth 2 Tobacco sticks by the said Joseph ffincher—

Lawrence Organ further saith that the uery same day he dyed he saw the said Joseph ffincher beat the aforesaid Hagman— Liber B E

Susanna Leeth further examined saith in the beginning of her deposition the words relates to the day that Jeffery Haggman was slaine, and by these words he called his man Jeffery Haggman was ment and by the words heard a greate noyse like the rattling of tobacco sticks

W^m Gunnell further examined saith, being askt what ffinchers mans name was he saith Jeffery which said Jeffery is since dead, ffincher & two ffreemen pegging of plants and saith he saw Thomas Whyniard come out of the howse and he goeing into the howse p^rsently found the said Jeffery dead—

Rob^t Loyde Chirurgion sworne saith being demanded if he ueiwd the body of the deceased person answered yes, and being demanded if he did see blew spotts upon the forepart and hinder parts, answered yes I saw two stroakes and a sore on his side that was formerly und^r my Cure—

Petuxent July 12th 1664

Wee whose names are here underwritten by uertue of a warr^t from M^r Hugh Standley & M^r Charles Brookes bearing date the 12th of this instant being summoned to ueiw the Corps of Thomas Simmons late seruunt unto John Grammer upon suspition of murder doe testifie upon Our Oathes that hauing the Corps we finde th^e impression of many stripes upon the body wth a whipe which to the best of Our Judgm^{ts} might be a furtherance to his death and this is our Verdict to the best of Our knowledge as wittnes Our handes the day & yeare aboue written

Foreman Richard Smyth

W^m Dorrington

the marke of

George S Aldeson

the marke of

William W C Chaplin

Will^m Groome

Samuell Graues

the marke of


James A Addames

Thomas Perry

the marke of

Thomas H Glouer

the marke of

Edward  Armstrong

Barnard Vbben

the marke of

William X Sampell

12 persons

Wee Stephen Clifton and John Brooke Chirurgions liuing in Petuxent riuer, were Ordered by a Iury of inquest to open two suspicious places that were found by them upon the Body of Thomas Simmons late seruunt unto John Grammer which was accordingly performed the Cutis and Cuticula layed bare noe Contusion could be found upon the musculus part or fleshy Pannicle; [p. 378]

Liber B B uppon the 13th of this instant we were requested by John Gramer to open the body of the said Thomas Simmons, hee hauing been a diseased p^rson a twelue month the Body being opened p^rsented it selfe to our ueiw, Cleere of inward bruises, either upon the Diaphragma or wthin the Ribbs, The lungs were of a liuid Blewish Culler full of putrid ulcers, the liuer not much putrid although it seemed to be disaffected by reason of it's pale & wann Couller: the Purse of the Heart was putrid and rotton, by w^{ch} we gather that this person by Course of nature could not haue liued long, Putrifac^on being gott soe neer unto that noble part the hart euen att the doore, in wittness whereof wee haue hereunto sett Our handes this 13th day Iuly 1664—

Stephen Clifton
John Brooke

The examina^on of Francis Taylor Examined before M^r Hugh Standley & M^r Charles Brookes

The said Francis Taylor saith that his Mast^r John Grammers Caused his seru^t Christopher to beate Thomas Simmons and to giue him neer uppon a hundred stripes wth a Catt of ninetailes uppon his bare back and that those blowes were the occasion of his death and that Thomas Booth saw him haue some blowes but not soe many as he had and that his mast^r beate him afterward in the feilde wth a rope and that he was not able to come in of himselfe but was brought in—

Patuxent July 12th 1664

Henry Ollis aged about 15 yeares or thereabouts that he saw his Mast^r John Grammer beate Thomas Simmons in the feild ouer the back wth a small ropes end wth a knott att the end of the rope the space of halfe an hour

July 12th 1664

Henry Clements aged 18 yeares examined saith, that hee saw his mast^r John Grammer beate Thomas Simmons in the feilde wth a ropes end and that he could not stand, and that Christopher and John led him out of the feilde and that he heard him say he had a giddynes in his head

July 12th 1664

[p. 379] James Low aged 24 yeares examined saith that he saw his mast^r John Grammer beate Thomas Simmons uppon the 9th of July on the feilde soe long untill he fell downe wth a ropes end and a knot att the end of the rope, and then he beate him up againe and left him setting upon a block and my mast^r left him and went home, & Christopher went to him and asked him why he would not come to worke, what would he sett there all day & heaued him up wth a hoe helue but he went to rise and fell downe againe and my mast^r came into the feilde againe and brought wth him a hoe & a Goard for him to drinke

in and when the goard was come Christopher gaue him to drinke Liber B B
 and he dranke and they tooke the Goard from him and he desired
 more drinke, And I said to my mast^r yo^w haue kill'd this man for he
 is a dead man and hee said hang him Roage hee is a dissembling
 Roage and that he could not goe nor stand but Christopher & John
 Eds led him in—

John Eds aged 19 yeares or thereabouts sworne That he saw his
 mast^r Beate Thomas Simmons wth a ropes end and a knott att the end
 of it and that he went away from him and did not beate him long and
 that hee was not able to Come home for he hope to bring him home—

Christopher Anderson aged 26 yeares or thereabouts That uppon
 satterday Thomas Simmons had been runn away and was come home
 and my Mast^r told me that I must take a rope and tye him for to
 whip him wth a whipp of small whipp Cord and that he did whip him
 and after he was whipped he went into the feilde to weed and Came
 into breakfast and went out againe and the fellow not weeding well
 enough he beate him wth a rope that had a Knott att the end of it,
 and he beated him soe long untill he dropped downe to my thinking
 as dead and he beate him tell he rose againe, then my Mast^r left him
 and went in and brought another hoe and a goard wth him and I gaue
 him some water he was not able to gett up but wth a little of my helpe
 he gott up and I told my mast^r he was a dead man and he told me noe
 he was a dissembling Roage, and he tooke his rope out of his pockett
 & dub'd him againe I told my Mast^r that he had kill'd him & he said
 Lord haue mercy uppon us hee would Cleere his handes of him as
 soon as he could, and I went to weeding and he call'd me to him for
 to helpe to bring him home the which I did wth the helpe of John
 Edds and I asked him how he did and he said uery ill his mast^r had
 Kill'd him

Susan Hunt aged 21 yeares or thereabouts sworne & examined [p. 380]
 saith this 15th day of July, that a munday last comming through the
 Corne feilde Christopher Anderson asked this deponant whither she
 did not heare her mast^r John Grammer threaten the death of Thomas
 Simmons and this deponant answered she did not, and this Chris-
 topher said to me that if I were called I might say that I did heare
 my Mast^r say soe, and as for the time that the said Thomas Simmons
 was a whipping that my Mast^r was not there for my Mast^r came to
 the quarter to bid the other seruant bring some water & salte to wash
 him wthall and when my mast^r went back againe the said Christopher
 Ceased whipping of Thomas Simmons and when the said Christo-
 pher came into breakfast my dame asked Christopher whether he
 were not sorry for what he had done and he answered noe he could
 haue giuen him tenn times more

the marke of

Susan Q Hunt

Sworne before us

Hugh Stanley

Charles Brooke

Liber B B

Examinaçons before the Gouverno^r & Councell

Francis Taylor being further examined saith that whereas Gramer commanded one Christopher to beate Thomas Simmons he meant Christopher Anderson and that the said Taylor did see the said Anderson beat the foresaid Simmons and saith he thinkes he gaue him about 20 blowes and that he was by when the said Grammer bid the said Anderson take his wynde and then to beat him againe—

Thomas Clifton being further examined he saw Christtopher Anderson and one John Edds carry him out of th^e feild

Henry Aullis being not able to giue any accompt att all in the aforesaid bussines refuseth as wittnes—

The sherriffe being examined sayth that one of the wittnesses being sicke at Mattapeny and not able to Come hither

James Lowe examined saith that as farre as he could see in the Corne feilde he saw the s^d Christopher Anderson and John Edds lead him—

John Edds saith nothing in Effect to the bussines—

[p. 381] The small Cord and Rope being shewne to Christopher Anderson and of him demanded whither they were the same that Thomas Simmons were beaten wthall, answered yes.

Summons issued to the Sherriffe of S^t Marys County to warne 15 or 16 able persons And them to impannell for the Grand Jury

Sherriffe returnes his writt and warned as followeth
fforeman

Thomas Nottley	} Richard Games	} Thomas Tayler	
Humphery Warren			John Smyth
Nicholas Young			Daniel Clocker
Jn ^o Abington			Rob ^t Macklin
Christopher Dopson			George Mackall
John Gittings			Will ^m Watts
		Richard Edlen	
		Will ^m Hatton	

All Sworne

Then M^r Attorney Generall presents these inditements

Let it be enquired for the Rig^t Hon^{ble} the L^d Proprietary whether John Grammer of S^t Leonards Hundred in Caluert County uppon the ninth day of July 1664 in S^t Leonards Hundred aforesaid in the County aforesaid Christopher Anderson of the said Hundred in the County aforesaid did Command the Body of Thomas Simmons seru^t to the said Anderson to whip, and whether the said Anderson the said Simmons did wth a whip commonly called a Catt of nine tayles in the hundred & County aforesaid on the day aforesaid wth One hundred stripes whip and beate, And whether the said John Grammer on the day aforesaid in the Hundred and the County aforesaid the said Thomas Simmons wth a rope wth a knott att the end did afterwards beat wth twenty stripes in such unlawfull and unreasonable manner

that of those blowes the said Thomas Simmons on the 11th day of July aforesaid in the Hundred and County aforesaid did dye and soe whether the said John Grammer and Christopher Anderson the said Thomas Simmons the day aforesaid in the Hundred & County aforesaid feloniously did Kill Contrary to the peace of his said Lordšps rule & dignity— William Caluert

The wittnesses names

the marke of

Francis O Taylor

Thomas Clifton

the mke of

James X Low

the mke of

John S Edds

Let it be enquired for the Rig^t Hon^{ble} the Lord Proprietary whether [p. 382] Joseph fincher in Rhode riuier in the County of Ann Arundell the 27th day of August in the yeare of Our Lord God 1664 in the riuier & County aforesaid uppon Jeffery Haggman Seruant to the said Joseph fincher by force & Armes an assault did make and wth Certaine sticks of no uallue which he the s^d Joseph fincher in his right hand then & there did hold, diuers blowes on the Body of the Jeffery Haggman did strike, soe that of the said blowes the said Jeffery Haggman the day aforesaid did dye and soe if the said Joseph fincher the said Jeffery Haggman then and there feloniously and of malice forethought did Kill and murder, Contrary to the peace of his said Lordšp his rule & dignity William Caluert

The wittnesses names

Susanna Leeth

Thomas Miles

the mke of

William Z Gunnell

the mke of

Lawrence l:O Organ

The Iurors hauing theire Charge giuen departs the Court by themselves to Consider of the Inditem^t wth the euidences

The Jurors retournes into Court answering all to theire names being demanded who should speake for them, answered th^e foreman Who deliuiers in theire Vardicts ondorsed on the bills—

On John Grammers (uizt) Ignoramus

On Joseph finchers Billa Vera—Vppon which the s^d prisoner was call'd to the Barre and the presentm^t read to which the said Joseph fincher pleads not Guilty, Hee being demanded how he would be tryed, answered by God and his Country—

Liber B B

The p^rsentm^t as followeth

The Jury for the Rig^t Hon^{ble} the Lord Proprietary doe p^rsent Joseph ffincher of Rhode riuer in the County of Ann Arundell, for that the said Joseph ffincher on the 27th day of August 1664 upon Jeffery Haggman seruant to the said Joseph ffincher by force & Armes an Assault did make and wth Certaine sticks of noe uallue which he the said Joseph ffincher in his right hand then & there did hold, diuers blowes on the Body of the s^d Jeffery Haggman did strike soe that of the said blowes the said Jeffery Haggman the day afore-said dyd Dye—

[p. 383] And soe the said Joseph ffincher the said Jeffery Haggman then and there feloniously and of malice forthought did kill and murder Contrary to the peace of his s^d Lord^{sh} his rule & dignity—

The Board demands of the Grand Iury the reasons of theire finding John Grammers inditem^t Ignoramus desireing them againe to returne together and deliuer them in writeing which was done and are as followeth (uizt)—

First that noe Euidence which appeared before us and gaue Euidence did possitiuely sweare that any blowes giuen by John Grammer or his man could touch his life—

Secondly That the Cords he was whipt wth although the blowes might be as many as the Euidences alleadged and that but suppositiōally sworne to could not touch his life—

Thirdly That none of the Euidences swore that Grammer gaue him aboue 20 blowes wth the bigger Cord, and that it was an houres time intermitted betweene the beginning and ends of Grammers Correccion—

Fourthly that the Chirurgions swore that noe stripes giuen him had in the least toucht any principall part whereby in his Judgm^t according to the rules of physick his life could not be toucht—

Vppon which reasons the Board was satisfiye—The Grand Jury discharg'd.

Summons to sherriffe to impannell 12 men good and able for the petty Iury Sherriffe returnes his writt and warned—

fforeman Samuell Chew	} John Wattkins Philip Allumbey John Bayley Rob ^t Blinckhorne Thomas Hopkins William Euans
Francis Holland	
Rob ^t Peca	
John Burrage	
Samuell Garland	
John Ewen	

The Indictm^t againe read, and the Euidences called examined and sworne as before sett downe—

The Jurors wthdrew to Consider of the s^d bille wth the Charge—They returne and being called answered euery One to his name. The ffore-

man deliueſ in theire uerdict endorced on the back ſide of the bill Liber B B
with this word (uizt) Guilty,—

The Prisoner Call'd to the Barre Joſeph ffincher hold up thy
hand—

Are yo^w agreed of yo^r uerdict, anſwere yes, who ſhall ſay for yo^w
anſwer the foreman M^r Sam^l Chew. Gentlemen of the Jury, yo^w ſay [p. 384]
Joſeph ffincher is Guilty of the murder whereof hee ſtands indited,
anſwered yes, yo^w all ſay ſoe yes

Joſeph ffincher hold up thy hand, yo^w doe remember upon yo^r in-
ditem^t yo^w haue been arraigned and haue pleaded not Guilty and for
yo^r tryall yo^w haue put yo^r ſelfe upon God and the Country which
Country hath found yo^w Guilty, for cann yo^w now ſay for yo^r ſelfe,
why according to law yo^w ſhould not haue Judgment to ſuffer death,
what ſaiſt thou Joſeph ffincher, anſwered that if he deſeru'd it he
muſt dye, being aſkt if there bee all he hath to ſay for himſelfe,
anſwered yes—

The Judge giues Sentence in theſe words following

Joſeph ffincher, yo^w ſhall be carryed to the place from whence yo^w
came from thence to the place of Execucon, and there be hanged by
the neck till yo^w are dead—

Whereas Joſeph ffincher of the County of Ann Arundell was att
Our Court of Sessions held att ſ^t Marys on the 22th of this inſtant
December Arraigned and Conuicted of murder, haue deſired to
ſuffer his death in the abouesaid County of Ann Arundell—

Theſe are therefore in the name of the Rig^t Hon^{ble} the Lord Pro-
prietary to will & require yo^w forthwth yo^w Cauſe the perſon of the
ſaid Joſeph ffincher to be ſafely Conueyed and deliuered into the
Cuſtody of Thomas Sprigge High Sherriffe of Caluert County, And
by him to be allſoe ſent ſecurely to Cap^t William Burges High Sher-
riffe of the County of Ann Arundell and that he the ſaid Burges doe
immediatly to Execucon proceed according to the ſubſtance of that
warrant to him directed for the proſecucon thereof And for ſoe doe-
ing this ſhall be yo^r warrant Giuen und^r my hand this 27th December
1664

Charles Caluert

To the High Sherriffe of S^t Marys County

Theſe are in the name of the Rig^t Hon^{ble} the Lord Proprietary to
will & require yo^w upon the deliuery of Joſeph ffincher into yo^r Cuſ-
tody yo^w Cauſe the perſon of the ſaid ffincher to be ſent forward wth
ſecurity to Cap^t William Burges High Sherriffe of Ann Arundell
County for him there to proceed according to warrant from me to [p. 385]
him directed bearing date wth theſe p^rſents And for ſoe doeing this
ſhall be yo^r warr^t Giuen under my hand this 27th Decemb^r 1664

To the High Sherriffe
of Caluert County

Charles Caluert

John Halfhead p^t: } the def^t not appearing according to an Order Liber B B
 Jone Nicullgutt def^t } past last Prouinciall Co^rt nor the reasons sent
 downe by those Comm^{rs} that set the said Jone free according to the
 said Order—

Ordered againe that the said Jone doe appeare at the next Prouin^{all}
 Co^rt and summoned, as allsoe the wittnesses that did testifie att the
 County Court of Caluert on behalfe of the def^t be allsoe summoned
 to appeare att next Prouinciall Co^rt to testifie in ditto Causo upon
 perill &^c—

Nicolas Gwyther p^t: } This Cause respited since last Prouin^{all} Court
 Tho: Wynne defend^t } It being made appear'd to the Board that One
 William Shackerly Mast^r of an New England Vessell did (Contrary
 to the Act of Assembly) Carry out of this prouince the said Robert
 Stack—

Abraham Wattson sworne saith that he saw Stack on Board of
 Shackerleys uessell when she was at Anchor—

John Blinckhorne Sworne saith that he saw Stack on board of
 Shackerlys uessell then under sayle bound out of the prouince—

Ordered that William Shackerly or who else that did the said
 Robert Stack Export out of the prouince doe satisfie unto Cap^t
 Nicholas Gwyther the said ffees amounting unto 1700^{lb} tob: due for
 imprisonm^t to the said Gwyther then High sherriffe of S^t Marys
 County, and uppon denyall of payment thereof by the said Shack-
 erly or any person else soe Exporting the said Stack, immediately
 attachm^t to issue ags^t his or theire Estates wth damages and Cost of
 suite—

John Gittings the Attorney of Bar- } According to that Order of the [p. 387]
 naby Jackson the Gardian of } last Prouinciall Court, that Wil-
 Samuell Cooper Orphan of } liam Price should in the sherriffes
 Samp: Cooper Plaintiffe } Custody be taken & there to re-
 William Price & Hannah his wife } maine untill he gaue security for
 the relict of H: Lee defendant } 15000^{lb} tob: then forfeited by
 Hugh Lee and William Smyth entring into Bond for the payment
 thereof, this Cause for p^rsent is suspended till further Order therein—

Symond Carpenter p^t: } Ordered last Prouinciall Court that all
 Mary the Executrix of } Accompts betweene the p^t: and def^t
 John Bateman Esq^o def^t } should be Audited by 4 persons in Co^rt
 nominated And the p^t: neglecting the prosecu^con thereof noe report
 being giuen in, the def^t by her Attorney Cap^t Tho: Mannynng Craues
 a nonsuite, which was allowed and Ordered by the Board for these
 Charges to the def^t (uizt)

Attorneys ffees 2 Courts	120 ^{lb}	} 510 ^{lb} tob:
Nonsuite	150	
2 Courts attendance	240	

Liber B B To the Rig^t Hon^{ble} Governo^r & Councell of Maryland—

The humble petⁿ of Mary Bateman Executrix of John Bateman sheweth

That whereas she obteyned a Iudgm^t ags^t Samuell Chew for about One thowsand pounds of tobacco and Caske the last July Court and had not the Charges of the said suite allowed she humbly pet^{ns} for these Charges foll.

Attorney ffee 60th tob:
5 dayes attendance . . . 150

210

Ordered Samuell Chew doe sattisfye the said Mary Bateman the aboue menconed Sume of 210th tob:

To the Rig^t Hon^{ble} the Governo^r & Councell of Maryland

The humble petⁿ of Mary Bateman Executrix of Jn^o Bateman Esq^r decd: Sheweth

That whereas att a County Court held in Caluert County there was a Judgm^t past ags^t the Estate of M^r John Bateman at the suite of Richard Smyth Attorney of Walter Dunch for about 1000th tob: when as there was an appeale returned to the Prouin^{all} Court for the same Accōn wherein yo^r pet^r has stood to the Iudgm^t of this Court she humbly Craues an injunction to stop further proceedings of the County Court And she shall pray &^c—

[p. 389] Ordered uppon the foregoeing petⁿ that an injunction be granted to stopp the proceedings of the County Court of Caluert, And that Cap^t Thomas Mannyng the Attorney of the said Mary Bateman Doe att the next Prouinciall Court proue his allegaōn—

George Goodricke plt: } the plt alleading that according to the Ord^r
Edward Prescott def^t } past last Prouin^{all} Court Henry Aldey the
Attorney of Edward Prescott had notice giuen to appeare att this
Court in defence of the s^d Prescott, otherwise Judgm^t to pass this
prouinciall Court—uizt—

To the Hon^{ble} the Governo^r and Councell

the humble petⁿ of Geo: Goodricke Sheweth

That whereas yo^r pet^r was granted an Order of Court att the last Prouinciall Court held on the 6th day of October 1664 where it was Ordred that Henry Aldey the Attorney of Edward Prescott should haue notice giuen to appeare and defend the Estate of Edward Prescott attached by George Goodricke, by the first day of the next Prouinciall Co^{rt} yo^r pet^r hauing giuen the aforesaid Aldey sufficient and timely notice thereof, and hauing had much trouble and Charge concerning the p^rmisses yo^r pet^r doth humbly desire this Hon^{ble} Court

to take it into theire serious Consideracons and to grant him a Liber B B Iudgm^t ags^t the Estate attached for fve thowsand pounds of tobacco, wth Cost of suite and Charges, And yo^r pet^r shall euer pray—

Ordered that George Goodrick haue Iudgment for fve thowsand pounds of tobacco ags^t the Estate of Edward Prescott, as allsoe these Charges following

Attaching seuerall Cattle.....	500 ^{lb} tob :
charge of a rope.....	180
attendance 18 dayes.....	520

1200

Daniel Jenifer p^{lt}: } the p^{lt}: obtaining attachm^t ags^t the Estate of James Jolly def^t } the def^t for 4000^{lb} tob: as in folio 365, and the def^t neither by himsefe nor Attorney appearing in Defence thereof it is now Ordered that in Case the s^d James Jolly appeares not by himsefe nor Attorney the first day att the next Prouin^{all} Court, Judgment then to pass ags^t the said James Jolly for 4000^{lb} tob: wth da^mages & Cost of suite—

Thomas Nottley p^{lt}: } the p^{lt} obtaining attachm^t ut supra for James Jolly def^t } 11075^{lb} tob: ut est in folio 365, the def^t not appearing ut supra againe Ordered that in Case the def^t appeares not by himsefe nor Attorney the next Prouinciall Court then Iudgm^t to pass as in the foregoeing Order of Daniel Jenifers—

Christopher Dobson p^{lt}: } the p^{lt}: obtaining attachm^t ags^t the Es- [p. 390]
James Jolly defend^t } tate of the defend^t for 14000^{lb} tob: as in folio 366: and the def^t neither by himsefe nor Attorney appearinge in defence thereof It is now againe Ordered that in Case the said James Jolly appeares not by himsefe nor Attorney the next Prouinciall Court then Judgment to passe ags^t the said James Jolly wth da^mages & Cost of suite—

The Court adjournes for an hour

All mett as before p^rsent

John Gittings the Attorney of } The p^{lt} sues as in folio 358 The
Andrew Cooke the Assignee } def^t by his Attorney Richard
of Henry Meese plaintiffe } Games acknowledgeth Judgment
Vincent Atcheson defend^t } to the plaintiffe for Two Thow-
sand and tenn pounds of tobacco—

Know all men by these p^rsents that I Vincent Atcheson of s^t Ellins plant^r Doe hereby Constitute and appoint Richard Games of s^t Jeromes plant^r my true & lawfull Attorney to act and doe any

Liber B B thinge whatsoever may Concerne mee, as if I my selfe were p^rsent
wittnes my hand this 16th day of Decemb^r 1664—

Testes Richard Moy
Joseph Brough

Vincent Atcheson

This Bill bindeth me Vincent Atcheson my heires Executors and
Administrato^{rs} to pay or Cause to be paid to Henry Meese his heires
or Assignes the full & Just Summe of of fifty pounds of good Mer-
chantable Beauer or else Two thowsand and tenn pounds of euery
way well Condiconed tobacco and Caske Wittnes my hand this twenty
fourth day of Aprill 1661

Vincent Atcheson

Wittnes William Boarman
Sam: Cressey

Thomas Nottley in Open Court swears to his Acc^t wth the per-
ticulers prou'd for 11075th tob: due to him from James Iolly being
that sume in fo: 389 in the Attachment—

1663	James Iolly D ^r	
Jan 20 to pay by obligacōn.....		14935 th tob:
	p Contra Cred ^r	
p Ballance of Accompt.....		3860
Due to Thomas Nottley.....		11075
		<hr/> 14935

[p. 391] Sarah Hall Seruant to Thomas Wynne makes Complaint to the
Court that she is ill us'd by her mast^r and mistris in beating and abuse-
ing her whereupon they were Called and desire the Oathes of Sarah
Euans and Nicholas Rawling might be taken

Sarah Euans aged 26 yeares or thereabouts sworne the 20th De-
cemb^r 1664 deposeth and sayth

That her Mistris Wynne asked her maid Sarah a question to which
she would not make her an Answer whereupon her said Mistris
strook the said Sarrah three boxes on th^e eare And further saith not—
Sworne the day abouesaid Daniel Jenifer Clike:

Nicholas Rawlings of S^t Marys County aged 26 yeares or there-
abouts sworne the 20th December 1664 Deposeth saith—

That he saw M^r Wynne giue his seruant Sarah a Kick on the
Breech and a box on the Eare and threatned to knock her downe wth
a Chaire but did not doe it, but for what occasion he knowes not, it
being Just as hee came in the doores and did not see the beginning of
th^e difference And further saith not.

Sworne the day abouesaid Daniel Jenifer Clike—

After which the seruant makes rela^cōn of her Complainte

Whereupon Ordered that the said seruant be forthwth appraised, Liber B B
M^r William Dorrington and M^r George Mackall being Sworne Ap-
prayers to giue in theire Report what in theire Judgmth the said seru^t
might be worth hauing 2 yeares to serue, and as by them Ordered to
be disposed off to some other p^rson the buyer paying her att the ex-
piraçon of the said seruants seruitude her Corne and Cloathes

Which Appraysm^t of theirs being deliuered into Court they Iudg'd
her to be worth att the most one thowsand pounds of tobacco Ordered
it be soe Entred—

The Court Adjournes untill tomorrow morning att 9 of the Clocke
All mett as before being the 22th day of Decembr 1664 wth M^r White [p. 392]

Cornelius Howard being summoned by the sherriffe of Ann Arun-
dell County downe to this Prouinciall Court uppon the Iury for tryall
of Criminalls Who did not appeare according to summons There-
fore Ordered that the said Howard be fined according to the Act of
Assembly in that Case provided

Reymond Staplefort Richard Smyth and Isaack Abrahams being
likewise summoned by the sherriffe of Caluert County upon the Iury
and they not appearing according to summons Therefore Ordered
that the said Reymond Staplefort Richard Smyth and Isaack
ABrahams be allsoe fined according to the Act of Assembly in that
Case provided

John Gittings the Attorney of	} The p ^{lt} : sues in pet ⁿ in folio 362 and 363—letter of Attorney in folio 360—Likewise producing the said John Batemans Bond for 2000 th sterling w th an attestacōn under the Lord Mayors seale of the witt- nesses prouff therein which is as followeth uizt)
Margarite Perry Plaintiffe—	
Mary Bateman the Executrix	
of Jn ^o Bateman Defend ^t	

Norint vinntsi per p̄ntes me Iohannem Bateman Ciuem et Haberd
London Teneri et fir̄m obligari Margaretts Perry de Thorpe in Coñ
Surrey Hidne in Duobus Mille libris legalis monete Anglie solūend
eidem Margareta Perry aut eius Certo atturnat execut. administrat.
uel Assignat suis Ad quam quidem solutūem bene et fidetr faciend
Obligo me hered execut et Administrat meos fir̄m per p^rtes sigill meo
sigill Dat Decimo quarto die Augustij, Año Dñi (stilo Anglie)
Millesimo Sexcentesimo quadragesimo Nono—

Sigill et deliberat

John Bateman

in p̄ntia mei—

Ricardi Duke Scr

Merḡ Tho: Goodwin seru^t

Liber B B The Condiçon of this Obligaçon is such that whereas there is a marryage intended shortly to be had & solemnized betweene the wthin bound John Bateman and Mary Perry daughter of the wthin
 [p. 393] named Margarite Perry And whereas the said John Bateman is to receiue & haue of and from the said Margarite Perry in marryage wth the said Mary, and for a porçon wth her the said Mary to his owne good likeing the sume of ffue hundred pounds of lawfull money of England, Now if the said Marriage shall take Effect and bee Consumat and if it shall happen that the said Mary shall suruiue and outliue the said John Bateman If then the said Jn^o Bateman in Consideraçon of the said some or marryage Porçon of ffue hundred pounds and in lew of Joynture meanes and stay of liueing to be had made and prouided for the said Mary in Case she shall soe happen to suruiue and outliue him the said John Bateman as aforesaid Doe and shall att the time of his decease by his last will and testament or by some other lawfull wayes or meanes sufficiently giue conuey setle assure confirme & leaue unto the s^d Mary an Estate of the true full uallue of One thowsand pounds of lawfull money of England in goods plate ready money moueables houshold stuffe Lands Mesuages or Tenements to her owne use in such sort as that she the said Mary her Executors Administrato^{rs} & Assignes shall and may freely peaceably and quietly haue hold possesse and enjoy the same as her and their owne proper Goods and Estate wthout the lett suite trouble denyall or disturbance of any person or persons whatsoever wthout fraud or guile then this Obligaçon to be uoid, Or else it to be in full force and uertue—

The attestaçon und^r the Lord Majors Seale

To all Christian People to whome these p^rsents shall Come or the same shall heare see or read S^r Anthony Bateman Kn^t Lord Maior of the City of London and the Aldermen or Senators of the same City send Greeting Know yee that on the day of the date hereof there appeared and p^rsonally came into the Kings ma^ties Court holden before us in the Chamber of the Guildhall of the said City, Richard Duke Citizen and scriuener of London aged seauen and fforty yeares or thereabouts and Thomas Goodwin Citizen and scriuener of London aged One & forty yeares or thereabouts, being persons Well Knowne and worthy of good Credite who uppon their seuerall Oathes upon the holy Euangelists of Almighty God before us then and there solemnly taken and made did say depose and testifie for undoubted truth that John Bateman Cityzen and Haberdasher of London did in the p^rsence of these deponants seale and deliuer as his Act and
 [p. 394] deed to the use of Margarite Perry of Thorpe in the County of Surrey widdow One obligaçon (now produced) bearing date the fourteenth day of August One thowsand six hundred ffourty and Nine wherein he the said John Bateman stands bound in the penalty of Two thowsand pounds wth Condiçon that he the said John Bateman

for & in Considera^on of the sūme of fīue hundred pounds he was to Liber B B
 receiue and haue of and from the said Margarite Perry in Marriage
 wth Mary Perry Daughter of the said Margarite Perry should at the
 time of his decease by his last will and Testament or by some other
 lawfull waies or meanes sufficiently giue Conuey settle assure con-
 firme and leaue unto the said Mary in Case the said Marriage tooke
 Effect and she should suruiue and outliue him the said John Bateman
 an Estate of the true full uallue of One thowsand pounds of lawfull
 money of England in goods plate ready money moueables Houshold
 Stuff Lands Messuages or tenements, as in and by the said Obliga^on
 and Condi^on thereof more fully may appeare, And these Deponants
 further say that the writeing (hereunto annexed) is a true and per-
 fect Coppy of the afores^d Obliga^on and Condi^on thereof they these
 Deponants hauing Carefully Compared and examined the same with
 it's Originall before the taking of this theire depositions In Testi-
 mony whereof Wee the said Lord Maior and Alderman or senators
 of the City of London haue Caused the Seale of the Office of
 Maioralty of the said City to be putt to these p^rsents. Dated att Lon-
 don the twelfe day of May Año Domⁿ (stilo Anglei) One thowsand
 six hundred sixty and foure in the sixteenth yeare of the Reigne of
 Our Soueraigne Lord Charles the Second by the grace of God of
 England Scotland ffrance & Ireland King defend^r of the faith &c—
 —Weld—

The writeing aboue exprest and annexed to the aboue men^tioned
 p^rmisses is the foregoeing Bond in fo: 392 being the uery same
 uerbatim—

the said Bond wth the attesta^on being in Court read wth the said
 Margarite Perrys letter of Attorney to the said John Gittings, The
 defend^t Mary Bateman confesseth Judgm^t for two thowsand pounds
 sterling

Ordered by the Board it be soe Entred—

John Gittings the Attorney of Margarite Perry demands Writt of [p. 395]
 Execu^on ags^t the Estate of John Bateman Esq^r deceased according
 to the foregoeing Order for Two thowsand pounds sterling, and the
 same soe leauyed deliuer unto the said John Gittings the said Mar-
 garites Attorney

Warr^t to the Sherriffe of Caluert County dated 22th December
 1664—

Henry Hudson p^{lt}: } Isaack Bedloe on behalfe of the def^t gaue bond
 Dauid Anderson def^t } of ffīue hundred pounds sterling to answere
 this suite as in folio 357, The p^{ltf} by his Attorney Cap^t Josias ffen-
 dall dem^{ds} his power, which was by the def^{ts} Attorneys W^m Caluert
 Esq^r & Mast^r Thomas Nottley produced, by Caruers letter of Attor-
 ney to the def^t and his power to the s^d Bedloe which by the Board

Liber B B was allowed—the def^t by his Attorneys demands Security from the p^{lt}: for Costs & damage in Case of being Cast in the Suite—the p^{lt} alleadgeth that security is already giuen to S^r Robert Carr Gouverno^r of Delaware Bay of one hundred pounds sterling to prosecute the suite in this prouince, the defend^{ts} say that Bond Obleigeth not to satisfye for Cost & Charge and further alleadging that there was noe declaracōn deliuer'd according to the Act of Assembly therefore desires a nonsuite which by the Board was granted wth Iudgm^t for there charges as followeth,

Attendance and Comming downe 8 dayes.....	240 ^{lb} tob:
Nonsuite according to Act of Assembly.....	150
Attorney ffee	60
	<hr/>
	450

The def^{ts} now desires the Board that they would please to deliuer up M^r Bedloes bond it being now uoid and they would now if the p^{lt} please Joyne issue forthwith which by both parties is agreed, the bond to be detain'd untill the defend^{ts} put in other security—

Therefore Ordered that Isaack Bedloe giue sufficient security that in Case he be Cast he shall within six months produce the said ffrygott here in Maryland and pay all Costs & damāges, And that Henry Hudson shall put in security to pay all Costs and damāges ensuing upon the suite after this day in Case he be cast—

Whereuppon both parties wthdrew to pass bonds wth securities to each other, in performance of the abouesaid Order—The Plaintiffe and Attorney wth the def^{ts} retournes againe into Court they not agreeing what sume they must passe bond for, therefore the def^{ts} desires to know the worth of the said ffrygott, and accordingly they shall enter into Bond wth security—

[p. 396] Whereuppon the Court Ordered M^r W^m Hollingworth and M^r Obony to deliuer in the best of there Iudgm^{ts} upon Oath herein wth Calculacōn of New England Coine where she was builte and the damāges for her being 9 months out of the p^{lt}'s handes, which by them was deliuered into the boarde to be worth three Hundred pounds sterling

Whereuppon Concluded the def^{ts} giue bond for three hundred pounds sterling, and the plaintiffe for tenn thowsand pounds of tobacoe which accordingly was performed according to the intent of the foregoeing Ord^r in fo: 395 and Ordered the def^t haue now his Bond giuen up formerly taken of 500^{lb} sterling

The p^{lt}: now put's in his declaracōn as followeth

The humble petⁿ of Henry Hudson Sheweth

That yo^r pet^r had a suite depending before the Gouverno^r & Council of New Yorke Concerning a ffrygott that is unjustly detain'd from yo^r pet^r by one William Caruer of Virgenia which Suite was

transferred to be fully tryed in this Court before the Hon^{ble} Gou-
 erno^r and Councell Wherefore it is the humble desire of yo^r pet^r that
 if the said Caruer doe not make appeare his lawfull purchase of the
 said ffrygott, that yo^r Honno^{rs} will be pleased to Order that the said
 Caruers Attorney that hath bayled the aforesaid ffrygott which was
 att my suite arrested here doe deliuer unto yo^r pet^r his said ffrygott
 wth such Costs and damages as yo^r Honno^{rs} shall thinke ffitt And yo^r
 pet^r shall as in Duty bound euer pray &c—

The defend^t by his Attorneys Craues a Iury The p^{lt} by his Attor-
 ney denyes a Iury cann bee allowed this being now a Court of Ad-
 miralty the def^{ts} deny that, it being att Co^mon Law and matter of
 fact withall producing that Act of Assembly that in any Case a Iury
 cannot be denyed therefore still urgeth thereon—

The p^{lt} then desires a respite till next Prouin^{all} Court pretending
 hee wanted some of his wittnesses—The def^{ts} desires that as he is p^{lt} :
 he may not nor ought not to haue respite it being the p^{lt}^s part allwayes
 to Come provided—

Put to the uote whither they should immediately proceed to tryall [p. 397]
 and grant the def^{ts} a Iury, or the p^{lt} : a respite wanting his wittnesses
 M^r Baker Brooke that Henry Hudson being as p^{lt} ought to come
 provided, wth his wittnesses therefore to proceed to tryall

M^r Jerome White a Respite—

The Chancello^r the same wth M^r White—

Wherefore Ordered that this Cause be tryed by a Iury and that
 Henry Hudson haue time till the nex^t Prouin^{all} Court and further to
 the end of the Six months (within which time Isaack Bedloe is bound
 to produce the said ffrygott) to bring his testimony now wanting for
 prooffe in his Cause and that in the Interim (that is to the end of the
 aforesaid six months) the said Bedloe haue liberty to employ the said
 uessel, And further that uppon receipt of his Testimony from New
 England or other parts, he the said Henry Hudson shall demand and
 procure timely summons to be sent to the said Bedloe or his Attor-
 neys to appeare at this Court then next to be held that all partyes and
 also a Iury may be provided—

The Hon^{ble} Leiutenn^t Generall acquaints the rest of the Councell
 that he was informed of a Certaine Sloop Called the red sterne One
 Jacob Backer Merchant and Came into this Prouince to trade Con-
 trary to an Act of Parliament Entituled an Act for the encouraging
 and encrease of shipping as allsoe to that Act Entituled an Act for
 the encouragem^t of trade, upon which informacon hee had Caused
 the said sloop to be seized and kept in Custody, desiring now they
 may proceed to tryall whether forfeited or not according to the aboue
 named Acts—

Liber B B Whereuppon Jacob Backer being called to answer in defence of the said Vessell Craues the benefitt of an Attorney which was allowed and made Choice of M^r Thomas Nottley who pleads the said Jacob to be Dennizened by his Mat^{ies} Gouverno^r of New Yorke producing Certificate from the said Gouverno^r of his Dennizacon of that place onely, Therefore not held by this Court a Toleracon in any other place under his Mat^{ies} Governm^t wthout a power more possitiue be shewen therein After some disputes Jacob Backer by his Attorney desires time to goe unto New Yorke to produce a power Authentick that hee is a free Dennizen

[p. 398] Ordered that Jacob Backer Merchant haue Six monthes time to Cleare it to this Board that he is a free Dennizen of England, and that the Mast^r and three fourths of the Seamen belonging to the uessell are English or free Dennizens of England and that they and uessell are all enabled to trade and traffick in England and the plan- tacons thereunto belonging, As well according to One Act of Par- liam^t Entituled an Act for the Encourageing and Encrease of shyp- ing as of an other Act Entituled An Act for the Encouragem^t of trade

Ordered that summons issue for William Price and Hannah his wife that they make theire personall appearances the next Prouinciall Court, to answer what shall then bee objected ags^t them concerning the Couering of the state howse att Saint Marys

Sherriffe of S^t Marys County returnes his writt of attachm^t ags^t the Estate of James Jolly on the behalfe of Thomas Nottley for 11075th tob^b: wth these words on it,

Nihil habet in Baliuâ meâ

p̄ me Henry Hyde

Sherriffe of Caluert County returnes his writt of attachm^t ags^t the Estate of James Jolly on the Behalfe of Christopher Dobson for 14000th tob: wth these words on the back side of it

Attached 450th tobacco in the handes of Peter Joy

Thomas Sprigge

Attached the whole Summe in M^r Colletts handes tobacco bills debts or accompts, afterwards declared that he had nothing of James Jollyes in his hands—

Thomas Sprigge

Sherriffe of Saint Marys County returnes his writt of attachm^t ags^t the Estate of James Jolly on the Behalfe of Daniel Jenifer for 4000th tobacco wth these words on the back side of it—(uizt)

Attached in the handes of the Hon^{ble} the Chancellor fifteen hun- dred pounds of tobacco in answer to this writt

Xcemb^r 20th 1664

p̄ Thomas Dent

John Abington pst: } Thomas Paggett being the defth Security for Liber B B
 John Salesbury def^t: } his appearance att this Prouin^{all} Court, and [p. 399]
 neither appearing, the said Paggetts bond to the sherriffe past was
 by him produc'd—

Ordered that in Case the def^t appeare not by the last day of this
 prouin^{all} Court that Judgm^t then pass ags^t the Bayle

This Bill bindeth mee John Salesbury my heires Executors & Ad-
 ministrato^{rs} to pay or Cause to be paid unto Jn^o Abington his heires
 or Assignes the full quantity of ffowre thowsand six hundred thirety
 nine pounds of good sound well Condi^oned large and bright leafe
 tobacco and Caske of my owne Cropp or to the liking of the said
 Abington att or before the 10th day Octob^r next ensueing the date
 hereof as wittnes my hand this 18th day of June 1664

Wittnes George Lingan
 Richard Abington

the marke of
 John X Salesbury

Know all men by these p^rsents that wee John Salesbury and Thomas
 Paggett of Caluert County in the prouince of Maryland are held and
 firmly bound unto Thomas Dent High Sherriffe of S^t Marys County
 in the s^d Prouince In the su^me of Twenty thowsand pounds of tobacco
 & Caske to be according to Act of Assembly, the which paym^t well and
 truely to be made Wee the said John Salesbury and Thomas Paggett
 doe binde Our selues our heires Executors Administrat^{rs} or Assignes
 firmly by these p^rsents as wittnes our hands this 4th day of Octob^r
 anno 1664—

The Condi^oon of this Obliga^oon is such that if John Salesbury
 make his appearance by himselfe or Attorney att the next Prouin^{all}
 Court to be held att S^t Marys to answee the suite of M^r John Abing-
 ton, and then and there abide Judgm^t of the s^d Court then this obli-
 ga^oon to be uoid and of none Effect otherwise to stand in full force
 and uertue

Wittnes Thomas Innes
 John Blackeston

the mke of
 John X Salesbury
 Tho: Paggett

The said Salesbury not appearing the last day of this Court the
 pst desires Judgm^t ags^t the Bayle for 4639th tobacco

Ordered that Judgm^t passe ags^t Thomas Paggett the security for
 John Salesburys appearance this prouin^{all} Court for the Su^me of
 foure thowsand Six hundred thirety nine pounds of tob: to John
 Salesbury wth these Charges following—

4 days goeing and Coming	120	} 300 th
4 days attendance	120	
Attorney ffee	60	

Sherriffe of Caluert County returnes his writt of Attachment ags^t [p. 400]
 the Estate of John Salesbury to the uallue of 6000th tob: on the be-
 halfe of John Abington wth these words endorced (Executed in
 parte)

Liber B B To the Hon^{ble} Gouverno^r & Councill

The humble petⁿ of Jn^o Abington sheweth

That John Salesbury is by Couenant under hand obleiged as an Ouerseer to looke after yo^r pet^{rs} seruants and to use his best endeaour in imploying himselfe and the said Seruants for making of Cropps, as allsoe to looke after all stocks of Cattle hoggs and the like as by Couenant may appeare, and allsoe to giue yo^r pet^r twelue monthes warning from the howseing of the Cropp before he departs yo^r pet^{rs} employment all which he hath neglected to doe to yo^r pet^{rs} greate damage

Therefore yo^r pet^{rs} humble request is that he may haue an attachm^t ags^t the Estate of the s^d Salesbury for his dammage—And he shall pray

Ordred an attachm^t doe issue (as is desired upon the aboue mentioned petⁿ) and that att the next Prouinciall Court the said John Salesbury or his Attorney doe appeare to answere the suite of the said John Abington, otherwise Judgm^t to pass ags^t the Estate of the s^d Salesbury

Articles of Agreem^t made betweene John Abington of the one part and John Salesbury of the other parte wittneseth as following (uizt)

Imp^r The said John Salesbury as an Ouerseer shall take Care and Charge of such seruants as are or shall bee deliuered to him from time to time by the s^d John Abington, and doth by these p^rsents obleige himselfe to use his best endeaour in imploying himselfe and the said seruants to make good and Sufficient Cropps both of tob: and Corne which said Cropps being finished shall be equally diuided into soe many parts as himselfe and the said seruants shall amount unto, whereof One share and a halfe of both Corne and tobacco shall be and remaine to the use of the s^d John Salesbury English graine excepted and the other partes to the use of the said John Abington or his Assignes. One of which seruants is to be a Cow keeper for whome the said Abington is to haue but halfe a share of the said Cropps—

2^{dly} The said John Salesbury is to finde and provide att his owne Charge all accomodacon for himselfe wife and Children onely the [p. 401] said Abington is to provide houseroome for him his wife and Children to dwell in during this agreem^t

3^{dly} The said John Salesbury is to haue more then a share and a halfe of the Cropp six hundred pounds of tobacco in Goods of the said Abington the said Salesbury paying the said Abington for soe many Caske as shall Containe his part of the Crop—

4^{thly} That all such Cattle hoggs horses and Mares as shall be deliuered to the said Salesbury by the said Abington shall wth their encrease be Carefully looked after winter and summer and what

Cattle the said John Salesbury shall haue of his owne are to be looked unto by the Cow Keeper and haue the same Liberty in and about the plantacon as the said Abington hath— Liber B B

5^{thly} if the said Abington doth procure a seruant of his owne he shall be allowed to worke wth the seruants of the s^d Abington and haue such share of the Cropp as shall be hereafter agreed upon by the said partyes—

6^{thly} This Agreement to beginn from the day of the date hereof and to Continue soe long as both partyes shall thinke fitt and uppon dislike of either partyes to giue the other twelue months warning from the houseing of the Cropp otherwise to prouide for themselues and theire Affaires in wittnes whereof the partyes wthin menconed haue hereunto sett theire handes this 26th day Octob^r 1663—

Wittness Richard Marssam

The marke of

John King

John X Salesbury

To the Hon^{ble} the Gouverno^r and Councell of the prouince of Maryland

The humble pet^a of John Abington sheweth

That John Salesbury as an Ouerseer is by Couen^t und^r hand writinge obleiged to looke after yo^r pet^{rs} seruants and to imploy himselfe and the said seruants in makeing of Crops which he hath not done by Carrying seuerall of the seruants in the winter when they should haue been Clearing and prouiding ground for a Crop being uppon a new plantacon of the ground about his owne Occasions sometymes 3. 4. & 5. seruants for 2: & 3 dayes together by which meanes the winter worke was lost and also absenting himselfe ab^t the latter end of May for 3 dayes when it was a good season for planting of tobacco which season by that meanes was lost and yo^r pet^{rs} Cropp by that meanes not planted before July which Crop will appeare to yo^r Honn^{rs} by the Loss of the winters worke not to be halfe a Cropp he allsoe absented himselfe 3 dayes about the latter end of Aug^t when it was faire weather and a Considerable quantity of tobacco were ripe and fitt for the house the major part of which was lost by his absence a glutt of raine following for tenn dayes together which Caused the said tobacco to spott soe much that it was not fitt for the howse to the greate damage of the Cropp and yo^r pet^r he did allsoe absent himselfe diuers times one day together in the summer time he was allsoe obleiged by Couenant to looke after all stocks which he refused to doe and allsoe not to desert yo^r pet^{rs} employm^t wthout giuing him twelue months warning from the howseing of the Cropp and before this Crop of tobacco was howsed he fledd out of this prouince from his Just debts & Couenants to yo^r pet^{rs} greate damage—

[p. 402]

Yo^r pet^{rs} humble request therefore is that yo^r Honno^{rs} will take the p^rmisses into yo^r serious Consideracons or appoint a Iury to Consider therein and allowe yo^r pet^r such sattisfacion as in theire

Liber B B Judgments shall seeme meet for his damage in that Case and allsoe for his Just debt as by accompt yo^r pet^r will make appeare And he shall pray &^c—

The deposition of William Lewis aged 21 yeares or thereabouts taken this 19th day of December 1664—

Saith that John Salesbury Ouerseer to John Abington did seuerall times last winter carry 2. 3. 4. & sometimes fve of the said Abingtons seruants for 2 and sometimes 3 dayes together off the plantacon about his owne bussiness, and alsoe the s^d Salesbury did keep of the plantacon one seruant from the last Nouemb^r untill some time in March he further saith that the said Salesbury did about the latter end of May when it was a good season for planting of tobacco 3 dayes together absent himselfe the whole time of the plantacon soe that the season was lost which this deponant uerily beleuieth was the Cause the Crop was not planted before July he further saith that some time about the latter end of August when it was faire weather and a Considerable sume of tobacco was neer ripe he the said Salesbury did absent himselfe 3 dayes together to the greate damage of the Cropp a glutt of rayne following which as this deponant Conceiueh caused the ripe tobacco to spott for want of gathering hee [p. 403] further saith that the said Salesbury did in the summer time seuerall times absent himselfe one day together and that the said Salesbury did refuse to looke after the hoggs saying he would not be M^r Abingtons hogg keeper, and thatt there was not one pigg raysed all the yeare notwthstanding a Considerable number of sowes and other hoggs which all runn away as this deponant supposeth was for want of looking after, and further saith not—

Jurauit 19th Decembris 1664

Coram me Philip Caluert

the marke of

William  Lewis

The deposition of Gregory Mallett aged 27 yeares or thereabouts taken 19th xcemb^r 1664

Saith that John Salesbury Ouerseer to John Abington did seuerall times last winter Carry 2. 3. 4. & sometimes 5 of the said Abingtons seruants for 2 and sometime 3 dayes together off the plantacon about his owne bussiness and allsoe the said Salesbury did keepe off the plantacon one seruant from the last of Nouemb^r untill sometime in March—

He further saith that the said Salesbury did about the latter end of May when it was a good season for planting of tobacco 3 dayes together absent himselfe the whole time, off the plantacon soe that the season was lost which this deponant uerily beleuieth was the Cause the Cropp was not planted untill Iuly

Hee further saith that sometime about the latter end of August when it was faire weather and a Considerable sume of tobacco was neer ripe he did absent himselfe 3 dayes together to the greate dam-


age of the Cropp a glutt of raine following which as this depon^t con- Liber B B
ceiue^th caused the ripe tobacco to spott for want of getheringe

Hee further saith that the s^d Salesbury did in the summer time
seuerall times absent himselfe One day together and that the said
Salesbury did refuse to looke after the hoggs saying he would not
be Mast^r Abingtons hogg Keeper and that there was not one pigg
rayseed all the yeare notwithstanding a Considerable number of
sowes and Other hoggs which all runn away for want (as this de-
pon^t supposeth) of looking after and further saith not

Jurait 19th Decembris 1664

the marke of

Coram me Philip Caluert

Gregory  Mallett

To the Hon^{ble} Gouverno^r & Councill of the prouince of Maryland [p. 404]
the humble petⁿ of Rich^d Collett sheweth

That whereas yo^r pet^r is Administrat^r upon the Estate of Francis
Riggs and the Estate of the s^d Francis Riggs is engag^d to yo^r pet^r
the sume of 8879^{lb} tob: and Caske as yo^r pet^r cann make appeare,
the humble request of yo^r pet^r is that yo^r Honno^{rs} be pleased to grant
Order for the said sume of tobacco and yo^r pet^r as in duty bound
shall euer pray &^c—

The Iudgm^t of the Board was, that the s^d Collett being Adminis-
trat^r of the said Riggs his Estate may satisfye what debts are lustly
due to himselfe out of the said Estate wthout further Order

These p^rsents may serue to testifye to all persons whome it may
Concerne that I Jonathan Broune of New England merchant now
resident in petuxent riuer in Maryland, doe Authorize and impower
my trusty and wellbeloued freinde M^r Daniel Jenifer of S^t Marys
in the p^ruince aforesaid my true and lawfull Attorney for me and in
my name to my use to preferre an humble petⁿ to the Hon^{ble} Pro-
uin^{all} Court sitting att S^t Marys for an Order against M^r Rich^d
Collett for ffrancis Riggs his Estate for fve thowsand Six hundred
fifty seauen pounds of tobacco due by bill, and six hundred and
thirety seauen by accompt, giuing and granting unto my said Attor-
ney, my full and whole power to act in and about the p^rmisses as
fully and amply as I my selfe might or Could doe were I there p^rson-
ally p^rsent Ratifying and by these p^rsents holding for firme and
staple whatsoever my said Attorney shall lawfully doe in or about
the p^rmisses—In wittnes whereof I haue interchangeably put to my
hand and seale this 15th December 1664

Signed sealed & deliuered

Jonathan Broune Sea

In the p^rsence of

John Faireweather

Isaac Addington

Liber B B

6th Septemb^r 1664M^r Francis Riggs his dec^d Debt^r

	lb tob:	
To a bill	5647	} 6277 ^{lb} tob:
To 10 gallons of Brandy at 40.....	400	
To 2 paire of blanchetts.....	170	
To a doz in kniues at 5 p peece.....	60	

p mee Jonathan Broune
errors excepted—

[p. 405] This Bill Obleigeth mee Francis Riggs Merchant in Caluert County my heires executors & Assignes to pay or Cause to be paid unto Jonathan Broune of Salem Merchant his heires or Assignes the full and Just Summe of fve Thowsand Six hundred fourty seauen pounds of tobacco good sound & merchantable wth Caske, according to the Act of Assembly, to be paid in Petuxent riuer at or before the 10th of October next ensuing the date hereof this being the 16th of September in the yeare of Our Lord 1664 as for wittnes whereof I haue sett my hand—

Wittnes William Smyth
Francis Swinfen

ffrancis Riggs

To the Hon^{ble} Gouverno^r & Councell in Prouin^{all} Court Assembled

The humble petⁿ of Jonathan Broune by his Attorney Daniel Jenifer Sheweth

That Francis Riggs dyed in yo^r pet^{rs} debt in the summe of 6277^{lb} tob: as can be made appear'd, Now soe it is the Administrato^r Richard Collett upon the said Riggs his Estate will not satisfye yo^r pet^r the said debt wthout Order from yo^r Honno^{rs} first Obtain'd, which is humbly requested by yo^r pet^r And as in duty bound he shall pray &c—

The Administrat^r M^r Richard Collett then appearing in Court, Confesseth Iudgm^t for the aboue said summe of six thowsand two hundred seauenty seauen pnds of tobacco, to Daniel Jenifer the Attorney of Jonathan Broune, from the said Collett as the Administ^r of the said Riggs—

To the Rig^t Hon^{ble} the Lord Proprietarys Deputy and Councell in Prouinciall Court

The humble petⁿ of W^m Hollingworth Humbly Sheweth

Super Sed. That whereas there was a Iudgm^t obtain'd ags^t yo^r pet^r by Tho: Wynne att a Court held for this prouince the 5th of Aprill 1664 for 437 Sire 2500^{lb} tob: wth Caske and Cost of suite uppon which Judgment ap-
facias 449 parant Error in the proceedings and Iudgm^t yo^r pet^r cann make appear to reuerse the said Iudgm^t as likewise that he ought not the said Iudgm^t in law or Reason to pay, doe therefore humbly pray that he might be by this Hon^{ble} Court permitted to Assigne Errors uppon

the s^d Judgm^t, and that a writt of supersedias may be awarded to the sherriffe to stopp execucon taken out uppon the said Judgm^t untill the Errors shall be att the next Prouin^{all} Court sitting as a Court of Chancery bee fully heard and determined And yo^r pet^r shall cuer pray &^c

Liber B B
[p. 406]

Ordered a supersēdus be granted the s^d Hollingworth to stopp that execucon allready issued, And that the said Thomas Wynne doe one the first day of the next Prouin^{all} Court make his appearance in Defence of those Errors now put into Court, which are as followeth uizt—

Errors assigned by William Hollingworth ags^t a Judgm^t Obtained ags^t him in an accōn depending betweene him and Thomas Wynne att a Prouin^{all} Court held the 5th of Aprill 1664—

Imp^r it is Error for that noe Evidence saue Hannah Lee in the said Case could in Iudgm^t of law bee sufficient Evidence to ground the Iurys uerdict on

3 It is error for that in the pcess the Copy of the said Wynnes Declaracon ags^t the said Hollingworth was not according to an Act of Assembly of this Prouince made Año 1663 Entred wth the said Accōn and sent wth the writt as by the said Act is enjoyned—

2 It is error for that Hannah Lee and Price were both persons Concerned in the Case and therefore theire Evidence not Competent—

To the Hon^{ble} Gouverno^r & Councell in Prouin^{all} Court Assembled

The humble petⁿ of Joseph Inglesby Humbly sheweth

That yo^r pet^r was sold as a seruant for the terme of foure yeares to one Mathew Rhodom of Chicakone in Virginia That yo^r pet^{rs} master remoueing from thence into this prouince to inhabite, about a yeare past, forced yo^r pet^r ags^t his will (Contrary to the Custome of that place) to come wth him into these partes That yo^r pet^{rs} terme of foure yeares is expired since the first of this instant Decemb^r 1664 yet his said mast^r will not free yo^r pet^r und^r another yeares Seruice

The p^rmisses Considered by yo^r Honno^{rs} yo^r pet^r humbly prayeth releife herein, that hee may be discharged his said seruice by yo^r Honno^{rs} according to the Act of this Country in that Case prouided— And as in duty bound yo^r pet^r will euer pray &^c—

Know all men by these p^rsents that I Mathew Rhodham of S^t Marys County am intended by the grace of God to depart this prouince haue Constituted Ordained and doe by these p^rsents Constitute and and appoint my trusty and approued freinde Barnaby Jackson my true and lawfull Attorney for me and in my name and to my use and behoofe to act any thinge that me may Concerne, giuing granting and Committing to my said Attorney full power and Authority to sue arrest and impleade any person whome these p^rsents

[p. 407]

Liber B B may Concerne and in Case of non payment in prison to put and out of prison to release and in my name discharge or discharges acquittance or acquittances to giue and to act any thinge that me may Concerne in this prouince in as full and ample manner as granted to any attorney whatsoever Ratyfying and allowing whatsoever my said Attorney in these p^mises shall legally doe in as firme and ample manner as if I my selfe were there p^rsonally p^rsent my selfe in testimony whereof I haue hereunto sett my hand and seale this 16th day of Decemb^r 1664 Mathew Rodham Seale

Testes Hugh Sherwood
the marke of
Thomas T P Pinner

Joseph Inglesby p ^{lt}	}	the p ^{lt} prefers his pet ⁿ to this hon ^{ble} Court
Mathew Rodham by		(as in folio 406) therein declaring that
his Attorney Barnaby Jackson defendant		the def ^t would force the p ^{lt} to serue him

One yeares seruice more then the p^{lt} is obliged as by petⁿ may more at large appeare Whereuppon the Board did examine into the p^rmisses and found by the def^{ts} Attorney (uide letter of Attorney ut supra) that the p^{lt} had seru'd full foure yeares, therefore Iudged by the Act of this prouince that the p^{lt} ought not to serue any longer they being not obliged to take Cognizance of that Act in Vergenia Concerning Seruants Seruitudes—

Therefore Ordered that the said Seruant haue his ffreedom from the date hereof, and that the said Mathew Rodham doe pay and satisfye unto the said Inglesby what Cloathes and Corne is due to the said Inglesby according to the Act of Assembly in that Case prouided—

To the Hon^{ble} Gouverno^r & Councell In prouin^{all} Co^{rt} assembled

The hum^{ble} petⁿ of Rob: Lloyd Chirurgion Humbly sheweth That
[p. 408] yo^r pet^r was summoned by Cap^t Burgesse High Sherriffe of Ann Arundell County to desect the body of Jeffery Haggman seruant to Joseph fincher the which yo^r pet^r performed according to his Comand afores^d and besides was put uppon the Iury of Inquest That the said Sherriffe denyes to allow yo^r pet^r sufficient satisfac^{on} for desecting the Body of the aforesaid party according to his due and right by the lawes of England—

Yo^r pet^r therefore humbly prayeth yo^r Honno^{rs} Considerac^{on} of the p^rmisses and to allow him his ffees due by the lawes of England or Otherwise as in yo^r wisdomes shall thinke fitt for the satisfac^{on} of yo^r pet^r—And he shall euer pray &c—

Ordered upon the aboue men^{on}ed petⁿ that Rob: Lloyd Chirurgion be allowed for desecting the body of Jeffery Haggman by the sherriffe of Ann Arundell County soe much as the Comm^{rs} of the said County shall see meet and the said sume soe disbursed by the

said sherriffe to be sessed in that County for the reinburnm^t of the Liber B B
said Cap^t W^m Burges—

Mr Samuell Chew

The price of the Island if M^r Holland will haue it is fīue thowsand pounds of uery good large and bright tobacco and Caske to be all paid downe p^rsently more if yo^w Cann but this same is the least I will take, if any other good paymaster will buy it to pay but one halfe this yeare and the other halfe next yeare then seauen thowsand is my lowest price, soe if yo^w sell it, Theise p^rsents shall engage mee my heires or Assignes to make good the sale of it

Herring Creeke

Yo^{rs} to Command

Nouemb^r the 20th 1663

Edw: Carter

on the back side of the said letter is written thus

Receiued of M^r Francis Holland fīue thowsand pounds of uery good tobacco and Caske for the use of Coff: Edw^d Carter and in full payment for two hundred seauenty fīue Acres of land lying on the south side of Herring Creeke Bay called Bennetts Island I say receiued this 17th day of December 1663—

By Mee Sa^m: Chew

The aboue said land was by Samuell Chew past ouer on behalfe of Edw: Carter, to the said Holland as allsoe the said acquittance acknowledged in Open Court the 22th xcemb^r 1664

Daniel Jenifer Clke

27 $\frac{3}{m}$ 64

Maryland. Know all men by these p^rsents that Wee Robert Hat- [p. 409]
ton and Thomas Hatton of S^t Marys County Gentⁿ Doe hereby acknowledge to Owe and stand Justly endedbted unto Humphery Warren of Charles County merch^t the Just su^me or quantity of twenty thowsand pounds of good merchantable tobacco & Caske to be paid on all dem^{ds} and for the true paym^t thereof wee binde Our selues Our heires Executors & Administrato^{rs} Joyntly and each of Vs seuerally being on Condi^{co}n following Dated the 8th day of Nouemb^r 1664—

The Condi^{co}n of the aboue Obliga^{co}n is such that if the aboue bounded Robert Hatton and Thomas Hatton and their heires att the Cost and Charges in the law of the aboue named Humphery Warren his heires or Executors att the next Prouin^{all} Court held for this prouince Ensueing the date hereof shall leauy One fine of a Certaine parcell of land lying on the west side of Wiccoconoco riuier beginning att a point called Hattons point running northwest and to the westward of the north for the length of three hundred sixty and fīue perches to a marked Oake standing att the head of a broad Marsh by the said riuier wth a line drawne south and by west the length of One hundred and fourteene perches to a marked Oake

Liber B B standing in the woods wth a parallell line to the first runn South East to a forked Pokicory standing by the riuer neer the Creeke called Hattons Creeke bounded North and East by the said riuer Contain- ing by estimacon Two hundred and fifty acres be the same more or lesse which was formerly sold and possession thereof deliuered unto the said Warren by the said Hattons and is now in the tenor or Occupacon of him the said Warren, According to due Course of law by such name and names and in such manner and forme as by the said Humphery Warren his heires or Assignes or by his or theire Councell learned in the law shall be deuised or required as well for the barring of the s^d Robert and Thomas Hatton from theire title into the p^misses as allsoe to barr all titles of Dower thereunto pre- tended and all other titles thereunto whatsoeuer, sauing unto the said Hattons Only the yearely Rent of fūe shillings sterling that then the aboue Obligacon be uoid and of none Effect otherwise to stand abide and remaine in full force power and uertue, In wittnes & Confirmacon hereof the aboue bounded Thomas and Robert Hat- ton haue hereunto sett their handes and seales the day & yeare first aboue written

Signed sealed & deliuered

Robert Hatton Seale

In the p^rsence of us

Thomas Hatton Seale

Thomas Nottley

John Abington

[p. 410] Comand Robert Hatton and Thomas Hatton Gentⁿ that Iustly &^c they keepe wth Humphery Warren of Charles County merch^t the Couenant &^c of Two hundred and fifty acres of land lying on the west side of Wiccomoco riuer in Charles County—

Charles Caluert

And the Agreem^t is such that the said Rob^t & Tho: Hatton haue acknowledged the aforesaid two hundred & fifty acres to be the right of the aforesaid Humphery Warren as those which the said Humphery Warren hath of the guift of the said Robert and Thomas Hatton and the same they haue remised and quitt Claimed from them and theire heires to the aforesaid Humphery Warren and his heires foreuer and further the said Robert and Thomas Hatton haue granted for them and the heires of the said Robert and Thomas Hatton that they will warr^t to the aforesaid Humphery Warren and his heires the aforesaid Two hundred and fifty acres of land wth the appurtenances against them the said Robert and Thomas Hatton and the heires of the said Robert and Thomas for euer, and for this remise release and quitt Claime the aforesaide Humphery Warren hath giuen to the aforesaid Rob^t and Thomas Hatton the sūme of six hundred sixty seauen pounds of tobacco and three able men—

Taken & acknowledged

Robert Hatton

in Open Court 23^d day

Thomas Hatton

of December 1664

Daniel Jenifer C^lke

To all people I Richard Stone of Charles County in the province of Maryland send Greeting Know yee that I the said Richard Stone as well for and in Considera^on of the Naturall Affec^ons and Brotherly loue which I haue and doe beare unto my well beloued Brother Mathew Stone as allsoe for diuers good Causes & Considera^ons mee especially mouing haue giuen granted and by these p^rsents doe giue grant and Confirme unto the s^d Mathew Stone all and singuler my right title & Interest unto a parcell of land scituate and lying on the East side of Cheseapeake Bay and on the south side of a riuer in the said Bay Called Sassafrax riuer beginning att a marked Oke standing neer a great Marsh (the Marsh running South) running west and by north by the riuer side for breadth two hundred and fifty perches to a marked Oke bounding on the west by a line drawne East and by south from the end of the south line untill it intersect a parallell drawne from a Marsh called Stone Marsh on the East wth the said parallell and Marsh on the North wth the said riuer Containing and now laid out for fwe hundred acres more or lesse, To haue and to hould the said land and all the aforesaid p^rmisses unto the said Mathew Stone his heires or Assignes to his or theire owne proper uses and behoofes for euer, freely and quietly wthout any matter of Challenge Claime or demand of me the said Richard Stone or of any other person or persons whatsoeuer for me in my name my Cause pretence or procurement. In wittnes whereof I haue hereunto sett my hand and seale this 20th day of December 1664—

Liber B B

[p. 411]

Richard Stone Seald

Signed sealed & deliuered

In the p^rsence of

Thomas Mannyng

Thomas Sprigge

Humphery Warren

Acknowledged and past ouer
in Open Court

Daniel Jenifer

Comand Robert Mackling and Margarite his wife of S^t Marys County That Iustly &^c they keep wth Cap^t John Tully senior of London the Couenant &^c of One hundred acres lying in Chester riuer in a Creeke Called Cowrseys Creeke (Called Macklin) adjoyning to the land of James Bowling in Talbott County—

Philip Caluert

And the agreem^t is such that the said Rob^t Mackling and Margarite his wife haue acknowledged the aforesaid One hundred acres of land to be the right of the s^d Jn^o Tully as those which the s^d John Tully hath of the giuft of the said Robert Macklin and Margarite his wife and the same they haue remised quitt Claimed from them & theire heires to the aforesaid In^o Tully and his heires for euer and further the said Robert Mackling and Margarite his wife haue granted for them and the heires of the s^d Robert Mackling and Margarite his wife that they will warrant to the aforesaid John Tully

Liber B B and his heires the aforesaid one hundred acres of land wth the appurtenances ags^t them the said Robert Macklin and Margarite his wife and the heires of the s^d Robert & Margarite for euer, and for this remise release and quitt Claime, the aforesaid Jn^o Tully hath Giuen to the afores^d Robert & Margarite one seru^t already in hand paid
 Taken & acknowledged the marke of Rob: M Mackling
 in Open Court the marke of M Margerite his wife
 23^d Decemb^r 1664
 Philip Caluert

[p. 412] Know all men by these p^rsents that I William Caluert Esq^s in the County of S^t Marys haue remised released and for euer quitt Claimed and by these p^rsents doe for me my Executo^{rs} & Adminst^{rs} and euery of us Clearly remise release and for euer quitt Claime unto Rob^t Macklin of this County Carpent^r his Exec^{rs} Adm. and Assignes all & all manner of accōns cause & Causes of accōn suites quarrells debts dues bonds writings obligatory and acco^{ts} wthsoeuer which against the said Rob: Mackling euer I haue had now haue or which I my Executors or Administrat^{rs} or any of us att any time hereafter shall or may haue for or by reason of any matter or thinge wthsoeuer from the beginning of the world till this p^rsent day as wittnes my hand this 23^d day of Xcemb^r 1664— Wiff Caluert
 Before me—Philip Caluert

This Indenture made the One & twentyeth day of Nouember 1664 Betweene Francis Armstrong and Frances his wife of the Clifts in Caluert County of the One part and Jn^o Edmondson of the same place & County of the other part wittnesseth that the said Francis Armstrong and Frances his wife for and in Considera^on of Nine thowsand poundes of tobacco already receiued by them the said Francis and Frances from the said John Edmondson Haue granted Bargained Sould Alienated Infeoffed and Confirmed and by theise p^rsents for themselues theire heires Executors Admⁿ: and Assignes Doe grant Bargaine Sell Alienate Infeoffe and Confirme unto the said Jn^o Edmondson his heires Executors Adm. and Assignes All that parcell of land Called Jacks Coue lying in Talbott County beginning att a marked red Oke and running East a Crosse the pynie point to the mouth of a Creeke unto another marked Oke standing upon the west side of the Creeks mouth and running up the Creeke South and by East and all that parcell of land lying upon the south side of the s^d Creeke running the said Course of South and by East and Belonging unto the said Armstrong Containing in all foure hundred and fifty acres more or lesse, and running into the woods three hundred and seauenty perches, wth all proffitts p^rattents writings Comodities & hereditam^{ts} to the same belonging or in any wise

appertaining and all the Estate right title Interest Claime and demand Liber B B
 w^hsoever the said Francis Armstrong and Frances his wife hath of
 in and to the ffowre hundred and fifty acres abovesaid or any part
 or parcell thereof by uertue of any Grant Bargaine or sale hereto-
 fore made to the s^d Francis Armstrong or Frances his wife by any
 person or p^sons whatsoever, To haue and hould the said Fowre
 hundred and fifty acres of land and euery part and parcell thereof [p. 413]
 unto the said John Edmondson his heires Executo^rs Admin and As-
 signes, to the onely use benifitt and behoofe of the s^d John Edmond-
 son his heires and Assignes for euer, ffreed acquitted and att all
 times hereafter discharged by the said Francis Armstrong and
 Frances his wife of & from all manner of former and other Bar-
 gaines Grants Sayles Leases forfeitures Joyntures, Dowryes Sur-
 renders Judgm^{ts} Execu^{ti}ons, and of and from all other titles trou-
 bles and incumbrances whatsoever and att all time and times here-
 after at request had and made to the said Francis Armstrong and
 Frances his wife by the said John Edmondson more assurance and
 assurances by the Councell Learned in the law of the said John Ed-
 mondson shall bee aduized deuized or required for the more abso-
 lute and perfect surety and sure makeing of all & singular the said
 ffowre hundred & fifty acres of land and euery part and parcell
 thereof unto the s^d John Edmondson his heires Executors Adminis
 and Assignes for euer, In Considera^{ti}on of which wee the said
 Francis Armstrong & ffances his wife doe hereunto sett our hands
 and seales the day and yeare aboue written It is allsoe agreed upon
 before the signing sealing and dliuery hereof that the said Edmond-
 son his heires &^e pay yearely to the said Armstrong his heires &^e
 Nyne shillings sterling or the uallue thereof

Signed sealed & deliuered

In the p^rsence of Vs
 Thomas Bradley
 Timothy Gunton

the marke of

Francis ff A Armstrong Seale

the marke of

Frances F A Armstrong Seal

The aboue men^tioned Conuey-
 ance in Open Court was by Francis
 Armstrong acknowledged and past
 ouer the 22th Decemb^r 1664 to
 John Edmondson & his heires

Daniel Jenifer C^lke

27. $\frac{3}{4}$ 64
 m

Know all men by these p^rsents that I William Tennahill in the
 County of St Marys Plant^r for Certaine causes mouing me there-
 unto doe Constitute Ordaine and appoint my louing freinde Robert
 Macklin my true and lawfull Attorney for me and in my behalfe to
 acknowledge a parcell of land lying upon Petuxent riuier on the south

Liber B B side and binding upon s^t Steuens Creeke & as by pattent appeare to be three hundred and fifty acres formerly belonging to Richard Crackbone but now sold by mee to Thomas Lamore Peter Lamore and John Jero, and w^t my said Attorney shall doe in the lawfull Conueyance of the s^d land from me my heires Executors Adminis or Assignes doe [p. 414] hereby Ratifye and Confirme in as full ample sort & manner as if I were p^rsonally p^rsent in wittness hereof I haue sett my hand this 8th of Nouember 1664—

Wittnes John Lawson
Henry Hyde

the marke of
William I Tenahills

Command William Tennehill plant^r that Justly &^c hee keep wth Peter Lamore Thomas Lamore & John Geroe of S^t Marys County plant^{rs} the Couenant &^c of three hundred and fifty acres of land lying on the south side of Petuxent riuier and the north side of a Creeke of the s^d riuier Called S^t Stephens Creeke in Caluert County—

Charles Caluert

And the agreem^t is such that the s^d W^m Tannihill haue acknowledged the foresaid three hundred & fifty acres to be the right of the Aforesaid Peter Lamore Thomas Lamore and John Geroe, as those w^{ch} the said Peter Lamore Thomas Lemore and John Geroe hath of the Guift of the said Wiff: Tunnihill and the same hee hath remised and quitt Claimed from him and his heires to the said Peter Lamore Thomas Lemore and John Jeroe and their heires for euer and further the said Will^m Tunnihill haue granted for him and the heires of the said W^m Tunnihill that he will warrant to the said Peter Lamore Thomas Lamore and John Jeroe and their heires the aforesaid three hundred and fifty acres of land wth the appurtenances, ags^t him the said William Tunnihill and the heires of the said Will^m Tunnihill for euer and for this remise release and quitt Claime the aforesaid Peter Lemore Thomas Lemore and John Jeroe hath giuen to the aforesaid William Tunnihill the sume of ffoue thowsand three hundred pounds of tobacco—

Acknowledged in Open Co^{rt}
by Rob^t Macklin the Attorney of
W^m Tunnihill and past ouer to
Peter and Thomas Lemore and
Jn^o Geroe & their heires
Daniel Jenifer C^lke

the marke of
Rob^t M Mackling

Decemb^r 21th Thomas Nottley enters accōn of debt ags^t George Thompson to the uallue of ffowre thowsand & eightene pounds of tobb: wth Caske

[p. 415] Bee it knowne unto all men by these p^rsents that I Henry Sewall of North Yarmouth in the County of Norfolke Merchant for a ualuable Considera^con mee thereunto mouing and for me my heires

Executors and Admin^r doth alienate Bargaine Confirme & sell and by these p^rsents hath alienated bargained and sould unto M^r William Dorrington of Petuxent riuer in the prouince of Maryland Gentⁿ his heires and Assignes for euer, all that parcell of land Called Busbye lying and being in the prouince of Maryland aforesaid and on the East side of Cheseapeake Bay and on the south side of a riuer in the said Bay Called Choptanck riuer Contayning fiue hundred acres more or lesse and allsoe fifty acres of land more adjoining unto the said ffiue hundred which was since taken up Called by the name of Sewells point wth all rights and preuiledges of pattent thereunto belonging and for Considera^on of the land abouesaid soe sould, the said William Dorrington is to pay unto the said Henry Sewall by specialty ffourteen thowsand pounds of good sound merchantable leafe tobacco and Caske att two seuerall paym^t, that is to say seauen thowsand att one intire paym^t att or upon the tenth day of October next insueing the date of these p^rsents, and seauen thousand att or uppon the tenth of October In the yeare of Our Lord God One thowsand six hundred sixty and ffiue (att one intire paym^t allsoe) and for the performance of the p^rmisses aboue men^toned the said Henry Sewall doe by these p^rsents Ingage to deliuer unto the said William Dorrington a pattent for aboue ffiue hundred acres and likewise a Certificate for the fifty acres, And further the said Henry Sewell haue granted for him & the heires of the said Henry Sewell that he will warrant to the aforesaide William Dorrington and the heires of the said William the aboues^d ffiue hundred and fifty acres wth the appurtenances, ags^t him the said Henry Sewall and the heires of the said Henry Sewall for euer, and to acknowledge it in Court according to law In wittnes whereof I the said Henry Sewell haue hereunto sett my hand and seale att S^t Marys this 22th day of Decemb^r 1664—

Signed sealed & deliuered

In the p^rsence off

Tho: Mannyg

Stephen Clifton

Acknowledged and past ouer in
open Court from Henry Sewell to
William Dorrington and his heires
for euer this 22th day of Decemb^r
1664 Philip Caluert

Thomas Nottley enters acc^on of debt ags^t John Walton to the ualue of One thowsand seauen hundred pounds of tobbaeco wth Caske by bill Decemb^r 21

This Indenture made the Two and twentyth day of Decemb^r 1664 [p. 416]
Betweene Daniel Jenifer Clarke of the One part and John Edmondson of the Clifts in Caluert County of the other part, Wittnesseth that the said Daniel Jenifer for and in Considera^on of a ualuable Considera^on in hand allready receiued by the said Daniel Jenifer from the said John Edmondson haue Granted Bargained and sold

Liber B B alienated Infeoffed and Confirmed and by these p'sents for himselfe his heires Executors Admini and Assignes Doe grant bargain sell Alienate Enfeoffe and Confirme unto the said John Edmondson his heires Executors Admin and Assignes All that parcell of land Called Douer Conteyning by Estimacon Eighte hundred acres more or lesse scituate lying and being Talbott County wth all proffitts pattents writings Comodities and Heriditam^s to the same belonging or in any wise appertaining, And all the Estate right title Interest Claime and demand whatsoever the said Daniel Jenifer hath of in and to the Eighte hundred acres abovesaid or any part or parcell thereof by uertue of any Grant Bargaine or Sale heretofore made to the said Daniel Jenifer by any person or persons whatsoever, To haue and to hould the said Eighte hundred acres of land and euery part & p'sell thereof unto the said John Edmondson his heires Executors Admini and Assignes, To the onely proper use and behoofe of the said John Edmondson his heires & Assignes for euer ffreed and acquitted, and att all times hereafter discharged by the said Daniel Jenifer of and from all and all manner of former and other Bargaines Grants Sales Leases forfeitures Joyntures Dowers Surrenders Judgments Execucons and of and from all other titles troubles and Incumbrances whatsoever, and att all time and times hereafter att request had and made to the said Daniel Jenifer by the said John Edmondson more assurance or assurances by the Councell learned in the Law of the said John Edmondson shall be aduised deuised or required for the more absolute & perfect Surety and Sure making of all and singular the said Eighte hundred acres of land and euery part & p'cell thereof unto the said John Edmondson his heires Exect^s Admini and Assignes for euer In Confirmacon of which the said Daniel Jenifer doe hereunto sett my hand & Seale the day and yeare aboue written

Signed sealed & deliuered

Daniel Jenifer Seale

In the p'sence of Vs

27 $\frac{3}{m}$ 64

the marke of

Acknowledged and past ouer in

Francis ff A Armstrong

Open Court to John Edmondson

John Edwards

the 22th Decemb^r 1664

p mee Daniel Jenifer

[p. 417] Persons that Sett up their names this Court

Bridgett Sheale Administ^{rx} Rob^t Sheale for Quietus Est uppon her said husbands Estate—

Vnderwritt thus

I am not satisfi^yd nor paid one pound of tob: although by Order of Court, there is 2000 and odd pounds due to mee

Luke Barbier.

John Baxter declares he is intended to depart this prouince this shipping—

Not underwritt

The Hon^{ble} Philip Caluert Esq Chancello^r And Deputy Gouverno^r of Liber B B
this Prouince Adjourns the Court untill the 7th day of
February next

To the Hon^{ble} Leiutenn^t Generall

Philip Caluert Chancello^r of this prouince, Informeth that the Burgomasters of Amsterdam by theire Agent Alexander D'hynoyosa haue diuerse Goodes & merchandizes unlawfully traded wth and diuerse debts in tobacco haue made wthin this prouince, that is to say debts due from Augustin Herman Major Samuel Gouldsmyth M^r Henry Stockett M^r Charles James M^r Richard Bennett and M^r Nathaniell Vtie, Wherefore he Craues the benifitt of the discouery according to the seuerall Acts of Parliam^t for Nauiga^con and Encrease of shipping and for encouragem^t of trade, And that he may haue Summons for the parties and wittnesses to make out the truth of this informa^con

Philip Caluert

December 23^d 1664

Ordered that Summons issue Seuerally for the persons aboue named as allsoe for Alexander D'hynoyosa. which are as followeth.

Verte

Whereas I am Certainly Informed that there are diuers Bills in [p. 418] the handes of Nathaniell Vtye for tobaccos due to the Burgomasters of Amsterdam that is to say One bill due from himselfe and others due from diuers other persons (ūz) from Major Samuel Gouldsmyth M^r Henry Stockett M^r Charles James M^r Richard Bennett, these are therefore in the name of the Rig^t Hon^{ble} the Lord Proprietary to will and require yo^w to Comand the S^d Nathaniell Vtye to deliuer up the said Bills to me att the next Prouinciall Court to be held twesday the 7th of ffebruary there to sett forth uppon Oath w^t bills tobaccoe or other merchandizes he hath in his handes or doth knowe to be in the handes of other p^rsons due or belonging to the said Burgomasters of Amsterdam for the better Obserua^con of the Act for Encouragem^t of trade as he will answere th^e Contrary att his perrill then and there att the said S^t Marys returne this writt, And for soe doing this shall bee yo^r warrant Giuen und^r my hand this 24th day of December 1664—

Charles Caluert

These are in the name of the Rig^t Hon^{ble} the Lord Proprietary to will and require yo^w to summons Alexand^r D'hynoyosa late Gouverno^r of Delaware Bay to make his personall appearance att Our next Prouin^{all} Court to be held att S^t Marys on the 7th day of february next there to testifie his knowledge Concerning the debts in tobaccos due from Augustin Herman, Major Samuel Gouldsmyth Henry Stockett Charles James Richard Bennett and Nathaniell Vtye belonging to the Burgomasters of Amsterdam for merchandizes sold by him the said Alexand^r D'hynoyosa to the said Augustin Herman

Liber B B Samuëll Gouldsmyth Henry Stockett Charles James Richard Bennett & Nathaniell Vtye herein he is to fayle as he will answere the Contrary att his perill And then and there returne this writt, And for soe doing this shall be yo^r warr^t. Giuen und^r my hand this 24th day of Decemb^r 1664—

Charles Caluert

To George Gouldsmyth High Sherriffe
of Baltemore County

Another summons wth the same about uerbatim to warne ditto
D'hynoyosa ut supra, directed

To the Sherriffe of Talbott County—

[p. 419] Whereas I am Certainly Informed that ther is a debt due from Augustin Herman to the Burgomasters of Amsterdam for goods unlawfully by them imported into this Prouince Contrary to the Act for encouragement of trade, These are in the name of the Rig^t Hon^{ble} the L^d Proprietary to will & require yo^w to Command the s^d Augustin Herman to appeare att the next Prouin^{all} Court to be held Twesday the 7th of ffebruary there to sett forth uppon Oath what Tobaccoes or Other Merchandizes hee hath in his handes or doth know to be in other persons handes due or belonging to the said Burgomasters of Amsterdam for the better Obserua^on of the Act of the High Court of Parliam^t for encouragem^t of trade as he will answere the Contrary att his perrill Giuen und^r my hand this 24th day of Decemb^r 1664—

Charles Caluert

To George Gouldsmyth High Sherriffe
of Baltemore County—

Idem Mutatis Mutandis p Maior Samuëll Gouldsmyth	} debts due p bill
Idem Mutatis Mutandis p Henry Stockett	
Idem Mutatis Mutandis p Charles James	
Idem Mutatis Mutandis p Richard Bennett	

To the hon^{ble} Gouverno^r & Councell in Prouin^{all} Court Assembled

The humble petⁿ of Alexander D'hynyosa sheweth

That yo^r pet^r for a ualuable sume of Tobacco sold Abra: Morgan One Negro to be paid upon the s^d Morgans planta^on, in part of which paym^t yo^r pet^r receiued and marked 4 h^hgds the s^d Morgan to marke and receiue for yo^r pet^{rs} use one h^hgd of tobacco more, which accordingly was done and the said fiue h^hgds left in the tobaccoe howse of the said Morgan after which Nathaniell Vtie Came Contrary to law & equity in the said Morgans Absence and demanded the said tobacco of the said Morgan his wife, being denyed Ordered his men to take the said tobaccoe (ther being but two h^hgds then ready) a weake after the said Vtye came and receiued the remaind^r of the said tobacco without any Order from yo^r pet^r and Contrary to the Act of this prouince in that Case provided

Wherefore yo^r pet^r humbly Craues Order of this hon^{ble} Court ags^t Liber B B
the said Vtye for his said tobacco wth the benifitt of the said Act, and
Dammages wth Cost of Suite—And as in duty bound hee shall pray
&^c—

John Abington dds writt of Attachmt ags^t the Estate of John [p. 420]
Salesbury to the uallue of 1000th tob:— Decemb^r 23^d

Entred accōn of the Case to that uallue Warr^t to sherriffe of Cal-
uert County to attach &^c, reī 7th ffeb: next Prouinciall Court

John Abington dds writt of Execuōn agst the Body of Thomas ditto die
Paggett, for the uallue of 4639th tobacco & Caske

Warr^t to the sherriffe of Caluert County wth these Judiciall ffees
uizt

4 dayes Comeing and goeing	120	} 300 th tob:
4 dayes attendance	120	
Attorney ffees	60	
Clarkes ffees		
Entring an accōn w th pet ⁿ	16	} 90 th tob
Writt of Execuōn	23	
Entring Order	16	
Sherriffes ffees	35	390

Thomas Nottley dds writt upon that accōn in folio 414 ags^t George Decem: 24th
Thompson for that uallue—

Warr^t to sherriffe of Charles County to arrest &^c reī 7th ffebb: uide pet^a fo:
next Prouin^{all} Court 368

Thomas Nottley dds writt ags^t John Walton uppon that accōn ditto die
entred by him in folio 415

Warr^t dated ut supra, to the sherriffe of Charles County to arrest uide pet^a fo:
&^c reī 7th ffeb: next Prouin^{all} Court— 368

Edward Richardson dds writt ags^t George Thompson in an accōn ditto die
of debt to the uallue of 6920th tob:

Warr^t to sherriffe of Charles County to arrest &^c, reī 7th ffebb:
next Prouin^{all} Court—

To the hon^{ble} Gouverno^r & Councill In Prouinciall Court assembled

The humble petⁿ of Edw^d Richardson Sheweth

That George Thompson did assume uppon himselfe to pay yo^r pet^r
the sume of 6920th tob: wth Caske which hath been long since due
unto yo^r pet^r as by specialty und^r the hand of the s^d Thompson doth
appeare w^{ch} s^d sume of 6920th tob: the said Thompson hath not paid
yet still refuseth to pay unto yo^r pet^r w^{ch} is to his greate dammage
and detriment—

Liber B B Wherefore yo^r pet^r humbly Craues Ord^r of this hon^{ble} Court for speedy paym^t therein wth Cost & dammages and as in duty bound he shall pray &^c—

[p. 421] Thomas Mountfort by his Attorney Thomas Sprigg t^{ds} writt Decemb^r ags^t Will^m Price in an acc^{on} of debt uppon accompt to the uallue of 24th 3625^{lb} tobbaeco—

uide pet^a Warr^t to Sherriffe of Charles County to arrest &^c re^t 7th ffeb:
364 next Prouinciall Court

ditto die Summons then issued in the Lord Prop^{rs} name for William Price
uide ditto and Hannah his wife, to appeare att the next Prouin^{all} Court to
summons fo: 365 Answer what shall be ags^t them Objected on behalfe of his said Lord^{sp} Concerning the Couering the State house att S^t Marys, & to abide Judgm^t of Court uppon forfeiture of 5000^{lb} tob: in Case they appeare not according to Summons, re^t: 7th ffebb: next Prouinciall Court, To the Sherriffe of Charles County—

ditto die Edmund Lindsey & Bartholemew Gatherell t^{ds} writt of Execu^{con} ags^t the Estate of James Lee to the uallue of 530^{lb} tob: according to Order

28th Thomas Paine t^{ds} writt ags^t Edward Perce in an acc^{on} of tress-
passe uppon Detainer to the uallue of Two hundred pounds sterlinge
uide pet^a 367 Warr^t to Sherriffe of S^t Marys County to arrest &c: re^t: 7th ffebruary next

ditto die Thomas Paine t^{ds} summons for Henry Hawkins to testifie in ditto Causo

ditto die Thomas Paine t^{ds} summons for William Price to testifie in ditto Causo ut supra uppon perrill of forfeiting each 500^{lb} tob: in Case they doe not appeare according summons—

Warr^t to sherriffe of S^t Marys County to warne the said Hawkins.

Warr^t to sherriffe of Charles County for ditto Price both re^t: 7th ffeb: next

William Hollingworth t^{ds} summons for Walter Hall and Geo: Reynolds to testifie &^c in Causo depending inter the s^d William Hollingworth & Thomas Wynne, uppon perill of forfeiting 500^{lb} tob: each person in Case they appeare not according to Summons. Warr^t to sherriffe of S^t Marys County to warne &^c, re^t: 7th ffebruary, next Prouinciall Court

[p. 422] Know all men by these p^rsents that I Jn^o Nuthall of the Cross manno^r in the County of S^t Marys in Maryland Gentⁿ doe hereby acquitt discharge and release William Hollingworth of New England

Merchant from all bills Bonds accompts or Execucons whatsoeuer Liber B B
 from the beginning of the world to this p'sent day. In wittnes
 whereof I haue hereunto sett my hand and seale this 29th day of
 Decemb^r 1664 John Nuthall seale

Signed sealed & deliuered

In the p'sence of Vs

William Caluert

Nicholas Young

John Norwood ttds writt ags^t Thomas Hammond of Ann Arundell Decemb^r
29th
 in an accōn uppon his Case

Warr^t to sherriffe of Ann Arundell to arrest & c^e reī 7th ffebruary
 next Prouin^{all} Court in these words following

Theis are in the name of the Rig^t Hon^{ble} the Lord Propriet^r to
 will and require yo^w to arrest the Body of Thomas Hammond and
 him in safe Custody keepe untill hee shall giue in sufficient security
 to appeare by himselfe or Attorney att the next Prouin^{all} Court to
 be houlden att S^t Marys the 7th day of ffebruary next there to an-
 swere the suite of John Norwood in an accōn uppon his Case for that
 the said Thomas Hammond one hñd of tobacco of his the said John
 Norwoods Seized by the said Norwood for a fine due from him the
 said Hammond for not appearing att Musters found in his the said
 Thomas Hammonds Tobacco howse he did unlawfully dispose off
 and Conuert to his the said Hammonds owne proper use and then
 and there returne this writt, And for soe doing this shall be yo^r
 warr^t Giuen under my hand this 29th day of December 1664—

To the Sherriffe of Ann

Philip Caluert

Arundell County

Idem mutatis mutandis p Samuell Allcock To the Sherriffe of the ditto die
 said County

Idem mutatis mutandis p William Dauies onely declaring 2 hñds ditto die
 when as the other two aboue mençoned saith but one hñd To the
 sherriffe of the said County Philip Caluert

To the hono^{ble} the Gouverno^r & Councell

[p. 423]

John Norwood of Norwood in the County of Anne Arrundell Ann
Arundell
 gentⁿ and late high sherriffe of the said County Complaynes ags^t
 Tho: Hammond in the Custody of the Sherriffe of the said County
 for that whereas the said John Norwood uppon the 15th day of
 Nouemb^r in the yeare of Our Lord 1662 being High Sherriffe of the
 said County did by law seize a hñd of tobacco weighing ffoure hun-
 dred & fourty poundes neat in the tobacco howse of the said Thomas
 Hamond for a fine due from him the said Hamond for not appear-
 ing att Musters and soe become poss^d of the said hñd of tobacco as
 of his owne proper Goods marked wth his marke and he being thereof
 poss^d the s^d John Norwood that hñd of tobacco afterwards (to witt)

Liber B B the 17th day of Nouemb^r aforesaid out of his handes & poſſon did loose and let goe leauing it in the tobacco howse of the said Thomas Hamond which said hñd of tobacco soe lost afterward to witt the 19th day of Nouemb^r aforesaid in the tobacco howse of Thomas Hamond aforesaid to the hands & poſſon of the aforesaid Thomas Hammond by findeing came, yet the aforesaid Thomas Hamond knowing the hñd of tobacco aforesaid to be the proper hñd of tobacco of him the said John Norwood and to him the said John Norwood of right to belong & pertayne, plotting and Contruiing him the said John Norwood wholly to defraud & Cheate of the aforesaid hñd of tobacco weighing ffoure hundred and fforty pounds neat that hñd of tobaccoe to him the said John Norwood allthough afterwards (to witt) the 8th day of Sep^t 1663 openly in this hon^{ble} Court and diuers times both before and since hee hath been thereupon required hee hath not deliuered but that hñd of tobacco to deliuer to him the said John Norwood hitherto hee hath altogether Refused, And the hñd of tobacco aforesaid afterwards to witt the 22th day of Nouember aforesaid to his the said Thomas Hammonds proper use and benifitt he hath Conuerted and disposed to the damage of him the said John Norwood two thowsand pounds of tobacco and thereupon he bringeth his suite—

Ann To the hon^{ble} The Gouverno^r & Councell
Arundell

John Norwood of Norwood in the County of Ann Arundell Gent^a and late high sherriffe of the said County Complaines against Samuell Alcock in the Custody of the sherriffe of the said County for that whereas the said John Norwood upon the 15th day of Nouemb^r in the yeare of Our Lord 1662 being High Sherriffe of the s^d County did by law seize a Certaine hñd of tobacco weighing three hundred and sixty pounds neat in the tobacco howse of the said Samuell Alcock for a fine due from him the said Samuell Allcock for not appearing att Musters and soe became poſſed of the said hñd of tobacco as of his owne proper Goods marked wth his mark And he
[p. 424] being thereof poſs^d he the said John Norwood that hñd of tobacco afterwards (to witt) the 20th of Nouember aforesaid did loose and let goe leauing itt in the tobacco howse of the said Samuell Allcock which said hñd of tob: soe lost afterwards to witt the 23^d day of Nouemb^r aforesaid in the tobacco howse of Samuell Allcock aforesaid to the handes and poſſon of the aforesaid Samuell Allcock by findeing came, yet the aforesaid Samuell Allcocke knowing the hñd of tobacco aforesaid to be the proper hñd of tobacco of him the said John Norwood, and to him the said John Norwood of right to belong and pertayne plotting and Contruiing him the said John Norwood wholly to defraud and Cheate of the aforesaid hñd of tobacco weighinge three hundred and sixty pounds neat that hñd of tob: to him the said John Norwood although afterwards to witt the 8th

day of Septemb^r 1663 openly in this hono^{ble} Court and diuers times both before and since hee hath been thereupon required he hath not deliuered but that fift^d of tobacco to deliuer to him the said John Norwood hitherto he hath altogether refused and the fift^d of tobacco aforesaid afterwards to witt the 26th Nouember aforesaid to his the said Samuell Allcocks proper use and benefitt he hath Conuerted and disposed to the damage of him the said John Norwood two thousand poundes of tobacco and thereupon he bringeth his suite

To the hono^{ble} Gouverno^r & Councell

John Norwood of Norwood in the County of Anne Arrundell gent^e and late high sherriffe of the said County Complaines against William Dauies in the Custody of sherriffe of the said County for that whereas the said John Norwood upon the 15th day of Nouemb^r in the year of Our Lord 1662 being High Sherriffe of th^e said County did by law seize two fift^d of tobacco weighing six hundred and fifty pounds neat in the tobacco howse of the said William Dauies for a fine due from him the said Dauies for not appearing att Musters and soe became poss^d of the said two fift^d of tobacco as of his owne proper goods marked wth his marke and he being thereof poss^d he the said John Norwood these 2 fift^{ds} of tobacco afterwards to witt the 22th day of Nouember aforesaid did loose and let goe leauing them in the tobacco howse of the said Will^m Dauies which said 2 fift^{ds} of tobacco soe lost afterwards to witt the 25th day of Nouember aforesaid In the tobacco howse of William Dauies aforesaid to the handes & poss^{on} of the aforesaid William Dauies by findeing came, yett the aforesaid Will^m Dauies knowing the 2 fift^{ds} of tobacco afores^d to be the 2 proper fift^{ds} of tobacco of him the said John Norwood of right to belong and pertayne plotting and Contriuieing him the said John Norwood wholly to defraud and Cheate of the aforesaid 2 fift^{ds} of tobacco weighing six hundred & fifty pounds neate, those 2 fift^{ds} of tobacco to him the said Jn^o Norwood although afterwards to witt the 8th day of Septemb^r 1663 openly in this hono^{ble} Court and diuers times both before & since hee hath been thereupon required he hath not deliuered but the 2 fift^{ds} of tobacco, to deliuer to him the said Jn^o Norwood hitherto he hath alltogether refused and the 2 fift^{ds} of tobacco aforesaid afterwards to witt the 28th of Nouemb^r afores^d to his the said William Dauies proper use and benefitt hee hath Conuerted and disposed to the damage of him the s^d John Norwood, three thowsand poundes of tobacco, And thereupon he bringeth his suite—

Ann
Arrundell

[p. 425]

This Indenture made the three & twentyth day of Iuly in the year of Our Lord God One thowsand six hundred sixty & foure and in the sixteenth year of the Reigne of Our Soueraigne Lord King Charles the second by the Grace of God of England Scotland ffrance and Ireland defender of the faith & Betweene Henry Sewall Esq^r secre- January 7th

Liber B B tary of the prouince of Maryland and Dame Jane his wife on the one part, And Samuell Groome of Ratcliffe in the County of Midds marriner on the other part, Wittnesseth that the said Henry Sewall for and in Consideraçon of the Sume of One hundred and twenty pounds of lawfull money of England to them In hand paid by the said Samuell Groome the receipt whereof the said Henry Sewall and Jane his wife doe and either of them doth hereby acknowledge and themselues to be therewth satisfyed, and thereof and of euery part thereof doe & either of them doth Clearly acquitt and discharge the said Samuell Groome his heires Executo^{rs} and Assignes by these p^sents, and for diuers other good and ualuable Causes and Consideraçons them the said Henry Sewall and Jane his wife thereunto moueing haue giuen granted bargained sold enfeofed remised released gratified and Confirmed and by these p^sents doe and either of them doth grant bargain sell enfeoffe remise release gratifye and Confirme unto the said Samuell Groome his heires and Assignes all

[p. 426] that Manno^r and tract of land Commonly Called And knowne by the name of the Manno^r of Greate Eltonhead Containing by Estimaçon ffine thowsand acres of land or thereabouts be it more or lesse, according to the first suruey thereof, taken & Registred being the first of those three surueys thereof taken scituate lying and being on the North side of Petuxent riuier & lately granted unto him the said Henry Sewall by patent from and under the Rig^t Hon^{ble} Cecilus Absolute Lord and Propriet^r of the prouinces of Maryland and Aualon Lord Baron of Baltemore &^c Together alsoe wth all and singular howses Edifices buildings Barnes Stables Out howses Pastures Leasowes Woods underwoods Easements Waters Priuiledges Emoluments proffitts Comodityes heriditaments and Appurtenances whatsoever to the said Manno^r and Tract of land belonging or in any wise appertaining or therewith or with any parte thereof demised used occupied taken reputed or knowne as part parcell or member thereof, And all the Estate right title interest inheritance Claime and demand w^tsoever w^{ch} they the said Henry Sewall and Jane his wife or any other person or persons to his her or their use Cann shall or may haue or Claime of in and to the aforesaid Manno^r Tract of land and premisses and euery or any parte thereof and the reuersion and reuersions remaind^r and remainders Rents issues and proffitts of the said Manno^r lands and P^rmisses except and allwayes reserued out of this p^sent Grant and Conueyance all Royall mynes quitt rents seruices due unto the Rig^t Hon^{ble} Lord Baltemore and his heires for or in respect of his his or their seigniory or seignorys and also except and allwayes reserued out of this p^sent Grant and Conueyance all that tenement with ffine and twenty acres of land little more or lesse wth the appurtenances now or late in the Occupaçon or possession of William Hambleton Jr his Assignes to haue and to hould the aforesaid Manno^r & tract of land Consisting of ffine thowsand acres of land or thereabouts according to the first suruey as afores^d

and the howses teñem^{ts} pastures woods priuiledges Comodities and all and singuler other the p^rmisses wth the appurtenances aboue mentioned To be hereby Granted and Conueyed (except before excepted) unto the s^d Samuell Groome his heires and Assignes for euer to the onely proper use and behoofe of the said Sañ: Groome his heires and Assignes for euer, And the said Henry Sewall and his heires the aforesaid Manno^r tract of land Howses and all and singuler other the p^rmisses (except before excepted) unto the said Samuell Groome and his heires ags^t the said Henry Sewall and the said Dame Jane his wife and the said Rig^t Hon^{ble} Cecilius Lord Baltemore and euery of them theire and euery of theire heires and ags^t all and euery other p^rson and persons Claiming or deriuing any estate or Interest of or in the s^d Manno^r Tract of land and p^rmisses euery or any part thereof, from by or under them euery or any of them doth and shall and will att all times hereafter warrant and for euer defend by these p^rsents and the said Henry Sewall for himselfe and the said Dame Jane his wife his her and theire heires executors and Administrators doth Couenant Grant and agree to and wth the s^d Samuell Groome his heires Executors and Assignes by these p^rsents that the said Samuell Groome his heires & Assignes shall or lawfully may from time to time and at all times hereafter peaceably and quietly haue hold occupy possess and enjoy the aforesaid Manno^r and tract of land (Consisting of ffuue thowsand acres of land or thereabouts according to the first suruey thereof as afores^d) Howses Tenements and all & singuler other the premisses wth the appurtenances w^{thout} any the lawfull lett suite trouble euixōn ejection interruption denyall Claime or demand whatsoever of or by the s^d Henry Sewall and Dame Jane his wife or the said Cecilius Lord Baltemore or any of them theire or any of theire heires Executors or Assignes or any other person or persons Claiming by from or und^r them euery or any of them freed or discharged or by the said Henry Sewall and Dame Jane his wife theire heires Executors & Administrators well and sufficiently sauēd and kepte Harmlesse and indempnified of for and from all and all manner of former and other Bargaines Sales Guifts Grants Surrenders titles troubles Charges and incumbrances whatsoever had made Committed done or suffered or to be had made Committed done or suffered of or by the said Henry Sewall and Dame Jane his wife or either of them theire or either of theire heires Execut^{rs} Administ^{rs} or Assignes or by the s^d Cecilius Lord Baltemore or by any other person or persons whatsoever Claiming or deriuing any Estate or Interest of in and to the said Manno^r tract of land howses and p^rmisses euery or any part thereof by from or under him her them euery or any of them (except before excepted) and the said Henry Sewall for himselfe and the said Jane his wife his her and theire heires Executors Administ^{rs} and Assignes and for euery of them doth Couenant Grant & agree to and wth the said Samuell Groome his heires and Assignes by these p^rsents that the said Henry

Liber B B

[p. 427]

[p. 428]

Liber B B Sewall and Dame Jane his wife or either of them theire or either of theire heires Executors Administrat^{rs} or Assignes shall and will uppon reasonable request in that behalfe to be made and at the Cost and Charges in the law of the said Samuell Groome his heires and Assignes make doe execute and performe or Cause And procure to be made done executed & p^rformed unto the said Samuell Groome his heires and Assignes all and every such further and other lawfull and reasonable Act and Acts thinge and thinges deuice and deuices Conueyances & assurances in the Law whatsoever for the more perfect and better Granting Conueying and assureing the said Manno^r & tract of land Consisting of ffue thowsand acres according to the Suruey thereof as aforesaid howses and p^rmisses and every part and parcell thereof unto the said Samuell Groome his heires and Assignes as by him or them or his or theire Councell learned in the law shall bee reasonably deuised or aduised and required and it is Couenanted Granted Concluded and agreed by & betweene the said partyes to these p^rsents for themselues theire heires Executors and Assignes that all Grants Conueyances fines & other assurances of the said Manno^r tract of land and p^rmisses heretofore had made leauyed and Conueyed and hereafter to be had made leauyed and Conueyed of the s^d Manno^r tract of land and p^rmisses or any part thereof by and [p. 429] betweene the said Partyes to these p^rsents or any of them or by or betweene them or any of them and any other person and persons whatsoever shall bee and enure and shall bee adjudged deemed Contrued and taken to be and inure to and for the onely proper use and behoofe of the said Sa^m: Groome his heires and Assignes and to and for noe other use intent or purpose whatsoever. In wittnes whereof the partyes aforesaid to these Indentures haue interchangeably sett their handes and seales dated the day and yeares first aboue written—

Endorsed on the back side of the
foregoeing Indenture thus—

Sealed & deliuered by the wthin named

Henry Sewall in the

P^rsence of Matth Paine

Richard Angell

Edward Phelps

Thomas Tomlins

W^m Bowers scr^r

Tho: Woodward } his seru^{ts}

Edw: Allen

The aforesaid Conueyance by all partyes

was agreed it should be entred on

Record this Seauenth day of Ianuary

1664

p̄ mee Daniel Jenifer C^lke

27 $\frac{3}{m}$ 64

Henry Sewall Seal

Jane Sewall Seal

January the 5th 1664

Sealed & deliuered by the

wthin named Jane Sewall

in the p^rsence of

Daniel Jenifer

27 $\frac{3}{m}$ 64

Daniel Goodman

the marke of

Benjamin X Bleakey

Fran: Townneley

Wee whose names are here underwritten being summoned to the house of Thomas Courtney there to uciw the Corps of [blank] late Seruant to John Grammer of Petuxent and make enquiry into the Cause of the death of the said [blank] Doe testifye uppon their Oathes— Liber B B

That hauing ueiwd the Corps doe finde noe impression of any stripes uppon his Body: But doe unanimously concurr in Our Judgements that want of good dyett and lodging has been the Cheife furtherance and Cause of his death, this is our Verdict to the best of Our Iudgm^{ts} skill and knowledge in this bussinesse

The marke of

Daniell **D C** Clocker

Nathaniel Stiles

Will^m Hatton

William Smyth

Will^m Hempsted

the marke of

Thomas **F** Darling

Hugh Sherwood

the marke of

Thomas **B** Browne

the marke of

Thomas **T C** Campire

the marke of

Robert **R M** Mackling

the marke of

Siluanus **C** Gilpin

the marke of

Dauid **D E** Jones

then summons issued to the sherriffe of Ann Arundell County to Cause the persons of Thomas Whyniard and Edward Ladd to be brought downe to the next Prouin^{all} Court held att S^t Marys 7th february next there to answeare what shall be laid to their Charge as they stand indited since the last Prouin^{all} Court Concerning the death of Jeffery Haggman &^c— [p. 430]
January 9th

Summons issued to the s^d sherriffe to warne John Holmewood and Edward Skidmore to make their p^rsonall appearances att Our next Prouin^{all} Court on the 7th of February next to answeare what shall be Objected ags^t them on behalfe of the Lord Prop^r for that the Grand Iury of Inquest at the last Prouin^{all} Court them the said John Holmewood and Edward Skidmore, Present for burying their seruants who was drowned wthout any Iury of Inquest first ueiwing their Corps— ditto die

summons issued to the sherriffe of Caluert County to warne Francis Armstrong to make his p^rsonall appearance att the next Prouin^{all} Court held the 7th day of february next to answeare w^t shall bee alleadg^d ags^t him on behalfe of the L^d Prop^r in breaking his s^d Lōps peace by assaulting (wth his the said Armstrongs dogg) Rob^t Stapleford &^c. ditto die

Summons issued for Jone Nicuulgutt to make her p^rsonall appearance att the next Prouinciall Co^{rt} held the 7th day of february next ditto die

Liber B B to answer the suite of John Halfhead &c further likewise to warne John Boage and Andrew Robinson to testifie &c in ditto Causo uppon perrill of forfeiting 500th tob: each person if they appeare not according to summons—

11th George Gooddrick demands writt of Execu^con ags^t the Estate of Edward Prescott to the uallue of 6200th tob: according to an Ord^r of Court past in Decemb^r last, directed to the sherriffe of Charles County wth these Judiciall Charge—

demands w th e preamble & attachm ^t	58	} 233 th tob:
entring the returne of the sherriffe	16	
entring the first pet ⁿ w th th ^e Ord ^r	32	
Copy of the proceedings the first Co ^{rt}	32	
entring the last pet ⁿ w th order	32	
Copy of the last Court proceedings w th the execu ^c on	63	

[p. 431] Thomas Gerrard Esq^r dds writt of Execu^con ags^t the Body of
January 14th Richard Miccall according to an Ord^r of Court in folio 187 for Charge and Cost of suite being 212 to the Cl^ke of County Court 930 to himselfe, and Iudiciall Charges att the Prouin^{all} Court being 387th in all 1529th tob:—

Writt of Execu^con issued to the sherriffe of S^t Marys County &c.

15th Rob^t Williams dds writt ags^t John Dunch in an acc^{on} uppon his Case to the uallue of two hundred poundes sterlinge

Warr^t to sherriffe of Caluert County to arrest &c. Ref^d: 7th ffeb: next Prouinciall Court—

To the honno^{ble} the Gouverno^r & Councell In Prouin^{all} Court Assembled—

The humble petⁿ of Rob^t Williams Sheweth

That yo^r pet^r hath had Six Seruants One Chest wth two Barrills shipped on board the Baltemore John Dunch Com^{and}r which Seruants and Goodes were shipped in England by M^r Rob^t Townesend & Consigned to yo^r pet^r and the passages for the Seruants and the freight for the Goodes there paid, Wherefore yo^r pet^r humbly Craues Order of this hono^{ble} Court for the said Goodes and Seruants amounting unto two hundred poundes Sterling wth damages & Cost of suite And yo^r pet^r shall pray &c—

Forasmuch as Henry Scarburgh hauing preferr'd a petⁿ to the Rig^t Hono^{ble} the Lord Proprietary of this prouince wherein amongst other thinges doth alleadge that John Bateman late of this prouince dyed indebted to the said Scarburgh in greate sumes of money he the said John Bateman hauing left a Considerable Estate to sattisfye wthall but as he pretends Mary Bateman Relict and Executrix of the

said John Bateman hauing procur'd the Estate to be underuallued thereby to defraud the Creditors in which he the said Scarburgh Conceiues he may be a greate sufferer as well as many other persons, Did petition that persons on the behalfe of Mary Bateman relict of John Bateman and him the said Scarburgh should be appointed and impowred for the reappraising the Estate, aforesaid, he the said Scarburgh referring them on his part to his lord^{sh}p Liber B B

And his Lord^{sh}p taking into Considera^{ti}on him the said Scarburghs petition has Ordered that 2 or more persons be appointed on Scarburgh behalfe to Joyne wth such as the said Mary Bateman should appointe for the appraising the Estate to the full uallue in pursuance to that Order—Therefore—

I doe hereby impower yo^w Thomas Trueman Richard Smyth & Will^m Groome or any two of yo^w that uppon notice giuen to those that the said Mary Bateman shall appointe on her behalfe to appraise the Estate of John Bateman late of Caluert County dec^d hauing first taken yo^r Oathes before Major Thomas Brookes or M^r Tho: Sprigg and Certifye the true uallue of the same appraysm^t und^r yo^r handes, and for soe Doeing this shall bee yo^r Warrant Giuen und^r my hand [p. 432] by Order from the Leiutenn^t Generall this 28th day of December 1664—
Henry Sewall Scē—

Whereas Margarite Perry Recouered the su^me of two thowsand pounds sterling ags^t the executrix of John Bateman deceased as by an Order of the Last Prouin^{all} Court begunn the 20th December 1664, and execu^{ti}on immediately awarded more att large appeareth and whereas uppon peti^{ti}on of Henry Scarburgh One of th^e Credito^{rs} of the said John Bateman to the Rig^t Hono^{ble} the Lord Propriet^r in England his said lord^{sh}p did Order his Leiutenn^t and Cheife Gouverno^r here to take Care that the Estate of the said John Bateman deceased should bee duely appraised In pursuance of which Order the Hono^{ble} the Leiutenn^t and Cheife Gouverno^r together wth the Secretary Cheife officer for probats of wills & grantinge Adminis^{ti}ons did appointe Thomas Truman William Groome and Richard Smyth or any two of them to be Appraisers of the said Estate leauing liberty to the said Executrix to Choose two more and whereas she the said Executrix is well Contented and sattisfyed that the said Thomas Truman William Groome and Richard Smyth should be the Appraisers for either party of the said Estate, I doe therefore hereby Order the said Appraisers to make theire repaire to Thomas Sprigge or Major Thomas Brookes who was formerly impowred and doe hereby require them to sweare the said Appraisers to make a true Appraysm^t of the said Estate, And after Oath soe by them the said Appraisers taken the said Estate well and truely to appraise according to the best of theire Skill and Cunning, And forasmuch as Iohn Gittinges who prosecuted for the said Margarite Perry is soe dangerously

Liber B B sicke that he cannot be att the making the said appraysm^t I doe hereby Order the said Executrix to giue notice to Thomas Nottley Merchant & Thomas Mannyng Gentⁿ the other Attorneys in the letter of Attorney from Margarite Perry named or to either of them that if they will they may be p^rsent att the time of the said appraysm^t there to receiue the said Estate to the uses in the letter of Attorney recited, Giuen und^r my hand this 14th day of January 1664—

Philip Caluert

January 19th Mary Bateman the Executrix of John Bateman dec^d d^ds writt of Execu^con ags^t the Estate of Richard Smyth the Attorney of Walter Dunch the Assignee of John Harrice to the uallue of seauen hundred and twenty pounds of tobaccoe according to an Order of Court held the 6th October 1664—

Philip Caluert

Warr^t to sherriffe of Caluert County to execute &^c—

[p. 433] Mary Bateman the Executrix of John Bateman dec^d dem^{ds} writt
ditto die of Execu^con ags^t the Estate of Symond Carpenter for seauen hundred pounds of tobacco according to an Ord^r past the 5th July 1664

Philip Caluert

Warr^t to sherriffe of Talbott County to execute &^c

ditto die The said Bateman dem^{ds} another writt of Execu^con ags^t the Estate of the said Carpenter for fiue hundred and tenn pounds of tobb: according to an Order past the 22th December 1664—

Philip Caluert

Warr^t to sherriffe of Talbott County to execute &^c—

ditto die Summons then issued to the sherriffe of Charles County to warne Thomas Stone Walter Cooper John Swayne George Harrice George Thompson Nicholas Emerson Jeremiah Dickeson Jn^o Lumbrozo Rachell Allcox M^{rs} Harrice the two seruant boyes to George Bradshawe the man that liues att Thomas Simpsons Roger Dickerson and M^{rs} Emerson, to make theeire p^rsonall appearance att the next Prouin^{all} Court to be held the 7th ffeb: next to testifie &^c in a Cause depending betweene the L^d Propriet^r and George Bradshaw and John Browne uppon perill of forfeiting 500th tob: each p^rson in Case they appeare not according to summons—

Philip Caluert

These are to giue notice that W^m Gater is intended God willing to goe for England this shipping if he doth owe any thinge to any let them come to M^r Walter Pakes and hee will honestly satisfie them Nouemb^r first 1664—

William Gater—

This note was published att a Court att Newtowne the first tuesday in Nouember 1664 Walter Hall

Whereupon passe was granted the said Gater to depart the prou- Liber B B
ince dated 19th January 1664

On the backside of a Pattend for 600 acres granted to John Horne as on Record Entred in lib: 1659 fo: A: 151 was these Assignm^{ts} written and acknowledged Before his Lordsp in England which are as followeth (uizt)—

Bee it knowne unto all men by these p'sents that I the within named John Horne and Elizabeth my wife for and in Consideraçon of the sum of threescore pounds of lawfull money of England to us in hand paid att and before the 'nsealing and deliuey hereof well and truely paid by Walter Dunch of London marriner the Receipt whereof wee doe hereby acknowledge and our selues to be therewth fully sattisfyed and paid haue Granted aliened Bargained sold assigned and sett ouer unto the said Walter the wthin written deed and the land and premisses within Granted and allsoe the Estate Right title and Interest benefitt proffitt property Claime and demand whatsoever which [p. 434] wee the said John Horne and Elizabeth my wife haue may might should or ought to haue if in or to the said land and other the p'misses or of in and to the said land or any p^{te} or parcell thereof by force uertue or meanes of the wthin written deed or otherwise howsoever, To haue hold & enjoy the same land and all and singuler other the p'misses in and by these p'sents ment or intended to be granted aliened bargained sold assigned and sett ouer & euery part and parcell thereof wth theire and euery of theire appurtenances unto the said Walter Dunch and his heires from henceforth for euer in as large and ample manner to all intents purposes as wee the said John Horne and Elizabeth my wife o' heires or Assignes may or ought to haue hold and enjoy the same by force and uertue of the within written deed or by any other wayes or meanes w^{ts}soever In wittnes whereof I the said John Horne and Elizabeth my wife haue hereunto sett our handes and seales the 13th day of June ann^o 1664 and in the 16th year of Our Soueraigne Lord King Charles the second by the Grace of God ouer England &c.

Signed sealed & deliuered

John Horne Seale

In the p'sence of Vs

Elizabeth Horne Seale

Richard Wells Sen^r

James Connaway

Edw^d Bishop

Michael Bebbott

Thomas Ashby seru^t to

Hen: Redmayne sec^r

On the backside of the aforesaid pattent was allsoe this assignment acknowledged before the Rig^t Hono^{ble} the Lord Baltmore in England (uizt)

I doe hereby Certifye to my Letⁿ and other Officers in Maryland and all others whome it may Concerne that the abouemençoned Eliza-

Liber B B beth Horne did to me acknowledge that she did freely and willingly Concurrre and Consent to the Conueyances made by her husband John Horne and her selfe of the land aboute mençoned to Walter Dunch and his heires for euer, the thireteenth day of June anno One thowsand Six hundred Sixty and ffowre—Baltimore

[p. 435] Thomas Paine ððs writt ags^t Edward Perce in an accõn uppon
January 21th the Case to the uallue of 500^{lb} sterling dated ut Supra

Warr^t to sherriffe of S^t Marys County to arrest &^c. Ret: 7th ffebb: next Prouinciall Court.

Thomas Paine dem^{as} writt of summons for Nicholas Young to testifye &^c in Causo ut supra ret: next prouin^{all} Court

Thomas Paine is plaintiffe	} In an accõn uppon the Case
Edward Perce Command ^r of the	
shipe Goulden Fortune is defend ^t	

Humbly Sheweth that whereas the pft: being passenger in the aforesaid shipe this p^rsent yeare from England whereof the def^t was and now is Command^r and the pft: hauing in England freighted & Loaden seuerall goods and merchandize aboard the said shipe bound for this prouince and here to be deliuered and discharged according to the use and rules of the sea in such Cases prouided, yet neuertheless the def^t contrary to his duty and trust in such Cases required hath and still doth retaine detainee and wthould the pft: out of and from a Certaine Chest of lynning and other merchandize part of the aforesaid ffraightm^t marked H H which by the pft: was in Engl^d aforesaid on board the said shipe by him Laden and here in this prouince unto him ought to bee deliuered by the Def^t Wherefore the pft: saith in fact hee is dampnified to the uallue of ffoue hundred pounds sterling and therefore brings this his accõn, and humbly prayeth Iudgm^t of this Honno^{ble} Court ags^t the def^t for the deliuey of the aforesaid Chest wth all the merchandize therein Contained according to the Custome of the Sea unto the pft: together wth his damage and Cost of suite, And he as in Duty bound shall euer pray &^c—

Andrew Skinner ððs writt ags^t Richard Collett the Administrat^r of Francis Riggs in an accõn of debt to the uallue of Two thowsand pounds of tobacco wth Caske dated 21th January 1664

Warr^t to sherriffe of Caluert County to arrest &^c. Ret. 7th ffebruary next Prouin^{all} Court

Andrew Skinner ððs writt of summons for Thomas Elwes and Sampson Waring to testifye in Causo ut Supra the next Prouin^{all} Court 7th ffebb: uppon perill of forfeiting 500^{lb} tob: each person to the Lord Proprietary in Case they appeare not according to summons—

Warr^t to the sherriffe of Caluert County to warne &^c

To the hono^{ble} Governo^r & Councill In Prouinciall Co^{rt} assembled

Liber B B
[p. 436]

The humble petⁿ of And^w Skinner Sheweth

That Francis Riggs late of Caluert County deceased did uppon the 10th day of March 1663 Obleige himselfe his heires Executors & Administ^{rs} to pay yo^r pet^r his heires Executors and Assignes the sume of two thowsand pounds of good sound merchantable tobacco wth Caske att or before the 10th day of Octob^r 1664 as by the said Riggs his specialty may more att large appeare, which said sume of two thowsand poundes of tobacco is from the said Riggs to yo^r pet^r due in satisfac^{on} of a quantity of land sold by yo^r pet^r to the s^d Riggs

Now soe it is paym^t being demanded of Richard Collett the Administ^r of the said Riggs for the said Sume of two thowsand pounds of tobaccoe as aforesaid hee utterly Refuseth to pay to the greate damage and detriment of yo^r pet^r—

Wherefore hee humbly Craues Order of this Hono^{ble} Court ags^t the said Richard Collett for the said Two Thowsand poundes of tobaccoe wth Caske, or a Re-possession of the said land to yo^r pet^r being his proper Reall Estate and neuer any satisfac^{on} made for the said land to yo^r pet^r wth damages and Cost of suite—And (as in Duty bound) he shall pray &c

Francis Riggs dds writt ags^t—

Andrew Skinner dem^{ds} writt ags^t Richard Collett the Administ^r of Francis Riggs in an acc^{on} uppon his Case for damages for non-performance of the said Riggs his Couenant to the said Andrew Skinner to the uallue of three thowsand pounds of tobaccoe dated 21th January

Warr^t to sherriffe of Caluert County to arrest &c, Reī: 7th ffebb: next Prouin^{all} Court—

Andrew Skinner dem^{ds} Writt of summons for John Edmondson and James Shacklady to testifye in Causo ut supra, uppon perill of forfeiting 500th tob: each person to the Lord Proprietary in Case they appeare not according to summons—

Warr^t to sherriffe of Caluert County to warne &c, Reī: 7th ffebb: next Prouinciall Court

Andrew Skinner p ^{lt}	} The p ^{lt} declares ags ^t the defend ^t in an acc ^{on} uppon his Case for damages for non-performance of the said Riggs his Couenant to the p ^{lt} —
Richard Collett th ^e Administ ^r of	
Francis Riggs de ^{cd} de ^{ft}	

Humbly Sheweth That whereas the p^{lt} did to the said Riggs passe ouer a quantity of land in Considera^{on} that the said Riggs should for the p^{lt} receiue all such debts bills and accompts as then was or should bee due to the p^{lt} in the County of Caluert and uppon Refusall of paym^t from the p^rsons them soe oweing of any such debts

[p. 437]

Liber B B bills or accompts, hee the said Riggs then to sue for & recouer by due Course of law any such debts bills and accompts as aforesaid for the use and behoofe of the p^t as by Obliga^on und^r the hand and seale of the said Riggs bearinge date the 28th of March 1664 more att large appeareth, Wherein hee the said Riggs doth further Obleige and binde his heires and Assignes that in Case of Mortallity before the said Riggs his p^rformance of the p^rmisses aboue men^tioned that then the p^t shoulde receiue out of that Estate left by the said Riggs the s^ume of three thowsand poundes of tobacco and Caske—

Now soe it is the said Riggs being deceased, wthout performing his said Obliga^on, And Richard Collett Administrat^r to the said Riggs possitiuely refuseth to make satisfac^on to the p^t the said three thowsand poundes of tobaccoe whereuppon hee bringeth his suite—

And humbly prayeth Order of this Honno^{ble} Court ags^t the said Collett for the said Three thowsand pounds of tobacco or a Repos-session of the said land to the p^t being his proper reall Estate and neuer any satisfac^on in the least for the same made to the p^t wth da^mages & Cost of suite—And (as in duty bound) hee shall pray &c—

Cecilius &c To the Sherriffe of S^t Marys County Greeting &c Whereas in the Record and processe and alsoe in the rendringe Judgm^t of the plaint which was in Our Prouinciall Court held the 5th of Aprill 1664 between Thomas Wynne of Snow hill in S^t Marys County and William Hollingworth late of Salem in New England as well of a Certaine debt of 2500th tob: which the same Thomas Wynne in our same Court recouered ags^t William Hollingworth as of 927th tob: which to the same Thomas Wynne in our same Court were adjudged for Costs of suite and whereupon Our same Court before Our Gouverno^r and Councell it was lately considered of, that the said Thomas Wynne should haue his Execucon against the said William Hollingworth of the debt & Cost of suite aforesaid by the default of him the said William Hollingworth manifest error hapned to the greiuous da^mage of him the said William Hollingworth as by [p. 438] the inspection of the Record & processe thereupon which before us lately for cause of error in the same to be Corrected we haue Caused to Come manifestly appeareth and whereas yo^w by Our writt we haue lately Comanded that yo^w should Leauy as well the said 2500th tob: as the said 927th tob: for Costs of suite uppon any the goods debts or Chattles of the said William Hollingworth Now on the behalfe of the said William Hollingworth we haue accepted, that although the same William Hollingworth did prosecute Our Writt for the error in the record aforesaid to be corrected and that the plea uppon the said writt of error remaineth undetermined, yet yo^w after the allowing the said writt of error the Goods debts or Chattles of the said William Hollingworth in Execucon haue taken as we are informed Wee being willing in this behalfe to doe that which is Iust

and being unwilling to Injure the said William Hollingworth in the p^rmisses, To yo^w and yo^r Deputys wee Comānd that from Leauying the goods debts or Chattles of the said William Hollingworth or any of them by Occasione of the p^rmisses or by Occasion of the Judgm^t aforesaid untill the plea uppon Our said writt of Error before Vs be determined yo^w altogether supersede and if any the Goods or Chattles by Occasione of the p^rmisses and no other yo^w haue caused to be made or Leauyed after the record of the said writt of error then all those goodes and Chattles to the said Will^m Hollingworth wthout delay yo^w cause to be deliuered. Wittnes Our deare Brother Philip Caluert Esq^r Our Chancello^r and Deputy Leiutenn^t of Our Prouince of Maryland this 24th day of January in the yeare of Our Lord 1664— Philip Caluert

Know all men by these p^rsents that I Thomas Paine of S^t Marys County in the Prouince of Maryland Gentⁿ Doe acknowledge and Confess my selfe to owe and stand endebted unto Edward Perce of London Marriner and Commander of the Shipec Goulden ffortune now rideing att Anchor in the Riuer of S^t Georges in the County & Prouince aforesaid, In the full and Just sume of One hundred pounds of good and lawfull money of England to be paid to him the said Edward Perce his heires Executo^{rs} Administrato^{rs} or Assignes or to his or any of theire Lawfull Attorneys, To the which paym^t well & truely to be made I the said Thomas Paine doe binde me my heires Executo^{rs} and Administ^{rs} firmly by these p^rsents signed wth my hand & sealed wth my seale this twenty thirde day of January In the yeare of Our Lord God One Thowsand six hundred sixty and ffowre—

The Condi^con of this p^rsent obliga^con is such that if the aboue bounden Thomas Paine Doe well & truely saue protect defend secure and sufficiently keepe and beare harmless the abouesaid Edward Perce from any debt or debts sume or sumes of money that is or shall bee due from him the said Thomas Paine unto M^r William Seeres of London Merchant As allsoe, from in and to all manner of acc^cons, or cause of acc^cons arrests suites quarrells troubles molestac^cons incumbrance or incumbrances whatsoever that shall be by the s^d William Seeres acted Committed Commenced or prosecuted by or recovered ags^t the s^d Edward Perce or by any p^rson or p^rsons by und^r from wth or through the meanes helpe assistance or procurem^t of the said William Seeres against the said Edward Perce or any p^rson or p^rsons belonging to or impowred by the said Edward Perce in answere to or any the p^rmisses aforesaid, as allsoe that if the said Thomas Paine doe defend secure saue & keepe harmless as aforesaid the said Edward Perce or any p^rson soe impowred as aforesaid from all Charge or Charges, disbursm^{ts} or expences that shall accrue by or growe due uppon any the suites, acc^cons quarrills troubles or molestac^cons as aboue is exprest Then this p^rsent Obliga^con to be void and

[p. 439]

Liber B B of none Effect, otherwise to stand remaine and Continue in full power force and uertue—

Before the signing sealeing or deliuey hereof was enter lined the word (shall)

Signed Sealed & deliuered

In the p^sence of Vs

John Nuthall

Daniel Jenifer

Will^m Harper

Tho: Paine Seale

The foregoeing Obligacon was att the instance of both Edward Perce and Thomas Paine deliuered mee wth request to haue it entred on record, which accordingly was p^rformed on the 28th January 1664 p^r mee Daniel Jenifer C^kke

27 $\frac{3}{m}$ 64

January 27 Richard Collett t^{ds} writt ags^t Richard Ackworth in an acc^{on} of Debt to the uallue of twenty nine pounds and a halfe of beaur

Warr^t to sherriffe of Caluert County to arrest &^c Ref^t 7th ffebruary next Prouin^{all} Court.

To the Honno^{ble} the Gouverno^r & Councell In Prouin^{all} Court assembled

Richard Collett p^{lt} }
Rich: Ackworth def^t } the p^{lt} sues the defend^t in an acc^{on} of debt

Humbly Sheweth that att a Prouin^{all} Court held the 9th day of ffebruary 1663, Ord^r past ags^t the p^{lt}: for the s^d Ackworths not appearing to answey the suite of John Nuthall in an acc^{on} of debt to the uallue of twenty nine pounds and a halfe of Beauor that now the p^{lt} hauing heard of the s^d Ackworth desires writt to arrest the said Ackworth, and that this Honno^{ble} Court will be pleased to Order the p^{lt}: satisfac^{on} for his loss and dam^{ages} susteyned by the aforesaid Ackworth And (as in duty bound) hee shall euer pray &^c

[p. 440] Christopher Dobson t^{ds} writt ags^t Abraham Wattson in an acc^{on} of debt to the uallue of ffowre hundred & fifty poundes of tobaccoe

Warr^t to sherriffe of Caluert County to arrest &^c Ref^t: 7th Febbr next Prouin^{all} Court

The said Dobson t^{ds} summons for John Niccolls and Mary Clocker Jun^r to testifye &^c in Causo ut supra att the said Prouin^{all} Court uppon perill of forfeitinge 500th each person in Case they appeare not &^c—

To the Honno^{ble} Gouverno^r & Councell In Prouin^{all} Co^{rt} assembled

The humble petⁿ of Christopher Dobson Sheweth

That Abraham Wattson did assume uppon himselfe the 14th day of March 1663 to pay yo^r pet^r the sume of ffowre hundred and fifty poundes of tobacco and Caske as by his Obligacon more att large appeares, Now the said Abra^m Wattson delayes paym^t to the prejudice of yo^r petition^r wherefore he humbly Craues Order of this Honno^{ble} Court for dam^{ages} and Cost of suite And as in duty bound he shall euer pray &^c—

Christopher Dobson t̄ds writt ags^t John Reynolds in an accōn of Liber B B
debt to the uallue of 970th tob :

Warr^t to sherriffe of S^t Marys County to arrest &^c Reī 7th ffeb:
next Prouin^{all} Court—

The said Dobson t̄ds summons for Thomas Wynne Edward West
& Gasper Guerin to testifye &^c in ditto Causo uppon perill of for-
feiting 500th tob : each persson in Case they appeare not &^c—

To the Honno^{ble} Gouverno^r & Councell In Prouin^{all} Court assembled

The humble petⁿ of Xto^{pher} Dobson Sheweth

That John Reynolds did Assume uppon him selfe the 9th day of
January 1664 to pay yo^r pet^r the sume of Nine hundred and seauenty
pounds of tobacco & Caske as by Obliga^con und^r his hand may more
at large appeare Now the said John Reynolds delayes paym^t to the
prejudice of yo^r pet^r wherefore he humbly Craues Order of this
Honno^{ble} Court wth damages and Cost of suite And as in duty bound
he shall pray &^c

Christopher Dobson t̄ds writt ags^t John Reynolds & Edward West [p. 441]
in an accōn of debt to the uallue of 3000th tob :

Warr^t to sherriffe of S^t Marys County to arrest &^c. Reī. 7th ffeb:
next Prouinciall Court

The said Dobson t̄ds summons for William Turberuill and Wil-
liam Williams to testifye &^c in Causo ut supra uppon perill of for-
feiting 500th tob : each person in Case they appeare not att the next
prouin^{all} Court

To the honno^{ble} Gouverno^r & Councell In Prouin^{all} Court assembled

The humble petⁿ of Xto^{pher} Dobson Sheweth

That John Reynolds & Edward West did assume uppon themselues
the 29th day of Decemb^r 1663 to pay yo^r pet^r the sume of One thow-
sand Six hundred Eighty fve pounds of tobacco & Caske in the pen-
alty of three thowsand pounds of tobacco uppon non-payment of the
said 1685th tob : as by Obliga^con und^r theire handes may more at
large appeare, Now the said John Reynolds & Edward West delayes
paym^t to the greate p^rjudice of yo^r pet^r Wherefore hee humbly Craues
Order of this Honno^{ble} Court wth damāges & Cost of suite, And as
in duty bound he shall pray &^c.

Christopher Dobson t̄ds writt ags^t Thomas Simmons in an accōn
of debt to the uallue of 786th tob :

Warr^t to sherriffe of S^t Marys County to arrest &^c. Reī. 7th ffeb-
ruary next Prouin^{all} Court

The said Dobson t̄ds writt of summons for W^m Asbeston to tes-
tifye &^c in ditto Causo ut supra uppon perill of forfeiting 500th tob :

Liber B B the s^d person to the L^d propriet^r in Case he appeare not according to summons

To the Gouverno^r & Councell in Prouin^{all} Court Assembled, the humble petⁿ of Xto^{pher} Dobson Sheweth

That Thomas Simmons did assume uppon himselfe the 14th day of Decemb^r 1664 to pay yo^r pet^r the sume of seauen hundred Eighty six poundes of tobacco wth Caske, Now the said Thomas Simmons delays paym^t to the prejudice of your pet^r Wherefore he humbly Craues Order of this Honno^{ble} Court wth damages and Cost of suite And as in duty bound shall euer pray &^c.

[p. 442]
January 28th Christopher Dobson dds writt ags^t William Asbeston in an accōn of debt to the uallue of 738^{lb} tob:

Warr^t to sherriffe of S^t Marys County to arrest &^c. Reĭ. 7th ffbruary next Prouin^{all} Court—

The said Dobson dem^{ds} summons for Jeremy Harington and John Bryan to testifye &^c in Causo ut supra uppon perill of forfeiting 500^{lb} tob: each person in Case they appeare not according to summons—

To the hono^{ble} Gouverno^r & Councell in Prouin^{all} Court Assembled, the humble petⁿ of Xto^{pher} Dobson Sheweth

That William Asbeston did assume uppon himselfe the 29th day of March 1664 to pay yo^r pet^r the sume of seauen hundred thirety Eighte poundes of tobacco and Caske, Now the said W^m Asbeston delayes paym^t to the prejudice of yo^r pet^r Wherefore he humbly Craues Order of this Honno^{ble} Court wth damages and Cost of suite— And as in duty bound he shall euer pray &^c

On the back side of that Comm^{con} ut est in fo: 432 for the reap-praysing the Estate of John Bateman Esq^{de} deceased was thus written as followeth (uizt)

For as much as doubt is made by the Attorneys of Margarite Perry whether the lands late belonging to John Bateman Esq^{de} be to be apprayed, I doe hereby Order that the lands aforesaid be apprayed to the intent that Henry Scarburgh wthin mençoned be truely informed of the uallue of the said Estate left by John Bateman aforesaid, Giuen und^r my hand this 17th day of January 1664—

Philip Calvert

Thomas Sprigge makes returne of the said Common wth this alsoe on the back side

M^r William Groome and M^r Richard Smyth Sworne this 18th day of January 1664
p̄ me Thomas Brooke

M^r Thomas Truman sworne the 19th day of January 1664 before me
Tho: Sprigg

An Appraysm^t of the Estate of John Bateman Esq^r Late of this prouince— Liber B B
[p. 443]

37 Ewes 2 rams att 90 th p ^e peece.....	3510	} th tobacco
18 Cowes one Bull & 3 young Calues w th the Calues last in 400 p ^e the bull 300.....	7500	
3 two year old Heifers 250.....	750	} 39746 th tob
17 old Calues and yearlings att.....	1700	
3 young steeres at 300 p ^e ps.....	900	
One old mare One old Gilding one yearling horse One horse Colt.....	4000	
Two Nigro man	5000	
One Nigro woman a Childe and a Girle.....	4000	
Two men seruants hauing two yeares and up- wards to serue	3200	
Two Boyes hauing allmost 2 yeares ap ^s to serue.	3200	
Three Boyes	4000	
In the Kitching		
80 th of pewter at 7 th is.....	560	}
A parcell of old pewter.....	56	
3 Brasse Kettles 2 skilletts a small pott two stewpanns and a Brasse Morter att.....	450	
3 Iron Skilletts 7 Iron potts att 50 th p ^e peece...	500	
3 spitts at 20 th	60	
A paire of Andirons 4 paire of pott Racks....	180	
3 dripping panns one Iron morter and pestle...	120	
4 old frying panns att.....	40	
an old fire shouell and tongs.....	20	
In the milke howse Chamb ^r		
One old ffeather bed Boulsters 2 pillowes one flock boulster 2 blanckitts 1 Rugg darnix Curtaines 1 paire of sheets all old.....	700	} 1780
One flock bed boulster & rugg all old.....	250	
One Chest 6 girles wascoates.....	170	
2 stooles 2 Cushons a fringe for a Cubbard Cloth	150	
a parcell of buttons.....	60	
One old Cloth suite and Coate.....	250	
One still	100	
One small Grapnell for a boate.....	40	
a parcell of wooll in a Tubb.....	60	
In the Milke howse		
A p ^s ell of Eartherne ware.....	100	} 620
A p ^s ell of woodden ware.....	150	
In the seller 2 paire of stilliards.....	120	
2 empty Cases of Bottles.....	150	
A parcell of Lumber.....	100	} 42146

Liber B B
[p. 444]

In the Hall Chamber

One old feather bed Boulster 2 pillowes	1100	1465 ^{lb}
2 blanckitts one rugg one paire of sheets old tammy Curtaines		
3 Chaires 2 stooles	150	
1 Close stoole	100	
1 small Carpet	100	
1 small looking glass	15	

In the Chamber ouer the new roome

One old small feather Bed one old flockbed bolster and rugg	500	2920
In one Trunk N ^o 58: 1 quilt	100	
4 p ^r of old flaxen sheetes & pillowbeares	350	
3 p ^r and one old sheete	500	
6 Callicoe Cubhead Clothes	120	
one table cloth a side bord Cloth and twelue diaper napkins	500	
One table Cloth a side board Cloth and 13 napkins of slasey damask	500	
One old table Cloth and 12 napkins of flaxen Cloth	120	
One dozen of Callicoe napkins	70	
One old table Cloth and 6 napkins	70	
One small flaxen table Cloth	40	
Tenn Course towells	50	

In the trunk N^o 49

One p ^r of Course old sheets and 3 old Canuis sheetes	80	950
4 Ozinb: and 2 Canuis table Clothes	80	
a parcell of old napkins & table Cloth	80	
tenn Course towells	50	
one old Case w th a parcell of Indian truck bells broken glasses & Jewes harpes	100	
4 pailles 6 reap hookes 3 Iron skimmers 2 saddles 2 small otter skinns 1 Compass and one Chaffing dish	170	
One nettworke hammock	40	
a parcell of old Carpenters tooles	50	
a small box w th 3 shirtes & other old linnin	150	
One paire of broken brass Andirons	150	

Brought ouer from the other side. 42146

Carrid Ouer summa 47481

Liber B B
[p. 445]

In the Hall

One Couch	70	} 2440
3 small tables	150	
2 small Carpetts	80	
4 Chaires of Leather	330	
a napkin press and Baskitt	200	
A paire of tables	150	
Two Blunderbusses One of them not fixt.....	350	
2 small Carbines not fixt.....	100	} 1000
8 gunns some fixt & some not fixt.....	1000	
1 p ^r of tongs	10	

In the Clossett

A parcell of bookes.....	500	} 780
A paire of Garden sheeres.....	20	
A box of drawers & a small truncke.....	140	
1 small box 1 deske & a bagg for writeings....	100	
1 broken stoole and Cushion.....	20	

In the Parlor Chamber

One Rugg a paire of blanckitts 2 pillowes a flock Bolster a p ^r sell of feathers Darnex Curtaines & uallaines & Carpet.....	700	} 900
5 low Chares and One table.....	200	

In M^{rs} Batemans lodging roome

One feather bed boulster 2 pillowes a p ^r of sheetes a match Coate 1 Counterpaine Cur- taines uallaines and Bedsted.....	1500	} 2200
1 box of drawers 1 small trunck for writeings & one old Chest	80	
1 Couch 3 wooden Chaires.....	180	
2 Chayres	60	
a small table	40	
1 p ^r of andirons one of them broken 1 fire shouell 1 p ^r of tongs 1 paire of Bellowes & a toasting forke.....	70	
4 eartherne drinking potts 1 small Bason 2 salte sellers 1 mustard pott 4 old Kniues.....	40	
2 looking glasses	100	
1 warming pann	50	
2 pockitt pistolls	80	

Liber B B [p. 446]	One siluer tankerd 2 wine Cupps one porringer	lb tobb:	
	12 spoones	1800	
	1 small Case of bottles 10 1 barbers Case	30	
	2 brasse and 4 tinn Candlesticks	90	
	1 watch and Chaine	350	
	1 siluer hatt band and 5 small buttons	80	
	1 old mare 1 gray horse 3 yeares olde next grasse		14850
	1 mare Colt 2 yeares old next grass and one horse foald wilde in the woods and not to be brought into one ueiw	2500	
	1000 acres of land att the head of Susquehanah riuier neer palmers Island in 2 pattents		10000
	1 of 800 acres Called perry pointe one of 200 acres called perry neck all Rough land.		
	In the Store		
	3 small gunns	200	700
	12 old gunn barrills & stocks without locks and eighte barrills	300	
	1 p ^r of land screwes	200	
	In the Quarter		
	One old flock bed	100	380
	3 old sawes one grindeing stone	140	
	3 pestills	60	
	1 small trading gunn	80	
	In the hogg penn		
	7 sowes & pigges 1 bore 3 shoates	1150	70150
	400 acres of land in the woods Called Thorpe	4000	
	The re-ersione of the Resurrecōn Manno ^r w th all the appurtenances and priuiledges there belonging	65000	
	Brought from the other side	53801	
	Sum̄ total	139971	

This is a true appraysm^t made the 20th of January 1664 by Vs
 Tho: Truman
 W^m Groome
 Rich: Smyth

[p. 447] Petuxent 20th January 1664/5

Then Tho: Mannyng Attorney of M^{rs} Margarite Perry receiued the Estate of M^r John Bateman from M^{rs} Mary Bateman Executrix of M^r John Bateman amounting to the sume of One hundred thirety nine thowsand Nine hundred seauenty one poundes of tobacco according to a Comm^{con} directed to M^r Thomas Trueman M^r Rich^d Smyth and M^r Will^m Groome, Apprayers of the Estate of M^r John

Bateman bearing date the 14th day of Decemb^r 1664 and signed by Liber B B the Honno^{ble} Philip Caluert Esq^r Chancello^r of Maryland as by the Comm^{on} there anext more fully appears in part of paym^t of the Execu^{cion} expressed in the s^d Comm^{on} before us underwritten

Testis

Tho: Mannyng

Tho: Truman

Tho: Sprigge

Ri^d Smith

Will^m Groome

William Smyth dds writt ag^t William Price in an acc^{on} of debt January 30th to the uallue of Thirety thowsand pounds of tobaccoe

Warr^t to Sherriffe of St Marys County to arrest &^c Ret^r 7th ffeb-ruary next Prouin^{all} Court

To the honno^{ble} Gouverno^r and Councell in Prouin^{all} Court assembled—

The humble petⁿ of W^m Smyth sheweth

That whereas Will^m Price stands endebted by bond in the sume of Thirety thowsand pounds of tobacco & Caske according to Act of Assembly which by the said Bond more att large will appeare Now soe it is that the said William Price takes noe Care to sattisfye yo^r pet^r the aforesaid debt

Wherefore yo^r pet^r humbly Craues Order of this Honno^{ble} Co^{rt} for the said sume of thirety thowsand pounds of tobaccoe wth dam-ages and Cost of suite And (as in duty bound) he shal pray &^c

W^m Cole dds writt ags^t W^m Price who maryed Hannah Lee the [p. 448] Relict of Hugh Lee in an acc^{on} of debt to the uallue of ffiue hundred January 31th pounds of tobaccoe

Warr^t to sherriffe of St Marys County to arrest &^c Ret^r 7th ffebb next Prouin^{all} Courte—

W^m Cole dds sum^{ons} for John Vanheecke to testifye in Causo ut ditto die supra inter ditto Cole & Price &^c, uppon perill of forfeiting 500th tob: in Case hee appeare not according to summons next Prouin^{all} Co^{rt}

To the honno^{ble} Gouverno^r and Councell In Prouin^{all} Court assembled

The humble petⁿ of W^m Cole Sheweth

That whereas Hannah Lee now wife to W^m Price and Relict of Hugh Lee stands endebted to yo^r pet^r the sume of ffiue hundred pounds of tobacco & Caske as by specialty und^r the said Hannah Lees hand may more att large appeare which said sume hath often been demanded of the said Hannah and W^m Price her said Husband, but refuseth to make yo^r pet^r sattisfac^{on} therein whereuppon hee bring-eth his suite And humbly Craues Order of this Honno^{ble} Court for the said ffiue hundred pounds of tobb: wth damages and Cost of suite And (as in duty bound) he shall pray &^c.

Liber B B
ditto die Summons issued to the sherriffe of S^t Marys County to warne Hannah the Relict of Hugh Lee and William Price her husband to make theire p^rsonall appearance att the next Prouin^{all} Court held the 7th ffeb: next to answeare what shall be alleadg^d ags^t them on behalfe of the Lord Prop^r Concerning the Couering the State howse att S^t Marys und^r the penalty of 5000^{lb} tob: in Case they appeare not according to summons—

John Gittings the Attorney of Thomas Browne dds writt ags^t Barnaby Jackson the Attorney of Rob^t Peyton in an accōn of debt to the uallue of Eleauen pounds ffourteene shillings sterlinge

Warr^t to sherriffe S^t Marys County to arrest &c. Reī: 7th ffeb-uary next Prouin^{all} Court

To the honno^{ble} the Gouverno^r & Councell of the prouince of Maryland

The humble petⁿ of Jn^o Gittings the Attorney of Thomas Browne Sheweth

[p. 449] That Robert Peyton by his Obligacon bearinge date the first day of June One thowsand six hundred sixty ffowre Is and standeth bound unto the said Thomas Browne in the sūme of Eleauen poundes ffourteene shillings of lawfull money of Englande which said sūme is yet unpaid and the Attorney of the s^d Robert Peyton being Barnaby Jackson refuseth to pay the same unless Ordered by this Honno^{ble} Court

Wherefore yo^r pet^r humbly prayes Order ags^t the said Barnaby Jackson the Attorney of the said Robert Peyton for the aforesaid sūme of Eleauen pounds ffourteene shillings And he shall pray &c.

Cecilus &c To the Sherriffe of S^t Marys County Greeting Whereas an Order of Our Prouin^{all} Court held the 6th day of Aprill 1664 past ags^t William Hollingworth att the suite of Tho^m. Wynne uppon which Iudgm^t att Our Prouin^{all} Court held the 23^d day of Decemb^r 1664 the said William Hollingworth assigned Errors which did to us then manifestly appeare, Whereuppon att our said Court was Ordered that supersedeas issue from stopping Execucon uppon the said Iudgm^t, We Comand yo^w that yo^w make knowne unto the said Thomas Wynne that he be at Our next Prouin^{all} Court to be houlden at S^t Marys on the 7th day of February next to shew Cause if any he haue why the said Iudgm^t should not be reuerst wth a rehearing of the meritts of the whole Cause att Our next Prouin^{all} Court as aforesaid and haue yo^w there the names of those persons by whome yo^w haue made this knowne unto him, Giuen att S^t Marys this 31th day of January 1664 Wittnes Our deare Brother Philip Caluert Esq^r Our Chancello^r & deputy Leiutenn^t of Our said Prouince of Maryland

Philip Calvert

To all Christian People to whom this p^rsent writeing shall Come Liber B B
 Greeteing, I Nicholas Rice of Wiccocomoco on the Easterne shore
 wthin the prouince of Maryland Carpenter Know yee that I the said
 Nicholas Rice for diuers good Causes and Considera^tions me there-
 unto moueing, and especially for a Certaine sume of tobacco to me in
 hand paid before the ensealing and deliuey hereof by James Jones
 of wiccocomoco aforesaid wthin the prouince aforesaid Plant^r wherof
 and wherewith I doe acknowledge and Confess my selfe to be fully
 contented satisfiye and paid and him the s^d James Jones his heires
 Executors and Assignes to be fully clearely and absolutely discharged
 and of the same and euery part and parcell thereof freed and ac-
 quitted, Haue giuen granted bargained sold Enffeoffed, and by these
 p^rsents doe for me my heires & Assignes doe giue grant bargain sell
 Enffeoffe and clearely remise and release unto him the said James
 Jones his Heires & Assignes for euer, All that my said Messuage
 Tenement or Planta^tion being Six hundred and ffourty acres of land
 more or lesse scituate lying and being in Wiccocomocoe aforesaid
 Vppon the East side of a Creeke comonly called Marenjettoes Creeke [p. 450]
 Beginning att the mouth of the said Creeke and running up the maine
 riuer comonly called Wiccocomoco riuer from the mouth of the fore-
 said Creeke East and by North the length of Two hundred twenty
 fife perches to a Creeke Called Rice his Creeke and from the mouth
 of the said Rice his Creeke along the westermost side of the said
 Creeke wth a line drawne North North East the length of ffue hun-
 dred and twenty perches to a marked tree standing in the woods
 thence wth a line drawne west and by south the length of two hun-
 dred twenty & fife perches to a marked tree standing neer the head
 of Marenjettoes Creeke aforesaid, and from thence running downe
 the east side of the said Creeke to the Mouth thereof seperateing it
 from the land of Nicholas Rice aforesaid together wthall woods and
 underwoods pastures ffeedings and Marishes and Range as allsoe all
 and all manner of fishing fowleing Huntings rights proffitts & beni-
 fitts whatsoever to the same belonging or in any wise w^tsoever apper-
 taining, To haue & to hold the same unto him the said James Jones
 and to the only proper use & behoofe of him his heires and Assignes
 for euer off the Cheife Lord of the ffee and of his Mannor of [blank]
 in free and Co^mon soccage by fealty onely by the Rent & seruices
 due and accustomed yeilding and paying to the Lord Baltemore his
 heires and Assignes for a quitt rent the sume of twelue shillings nine
 pence halfe penny yearely at his receipt at S^t Marys by euen and
 equall p^rpor^tions att the two most usuall ffeasts (uizt) at the ffeast
 of the anuncia^tion of the Blessed Virgin Mary And the ffeast of
 S^t Michael the Archangell in siluer or Gold and for a fine vppon
 euery aliena^tion one yeares Rent in Siluer or Gold or the full uallue
 thereof in such Comodities as he or his Officers which he shall ap-
 pointe to Collect and receiue the same from time to time shall accept

Liber B B in discharge thereof, And I the said Nicolas Rice doe hereby for me my heires & assignes fully remise release surrender & giue up all title Claime Interest right and for euer quitt Claime unto the said lands or any part or parcell thereof, And doe further Couenant and agree to and wth the said James Jones his heires and successors to saue defend & keep harmless him the said James Jones his heires and Assignes from all and all maner of troubles Molestacons letts greiuances hinderances or incumbrances whatsoeuer which any manner of person or persons haue hath or may haue by any Interest title or Claime By from or under mee my heires or Assignes and allsoe to make all such assurance or Assurances as he s^d James Jones his heires or Assignes by his or their Councell learned shall aduise or deuise

[p. 451] In testimony Whereof I haue to this p^sent Deed put my hand & seale the [blank] the marke of

Mem^m that these 2 words

Nicholas **N R** Rice Seale

(& fourty) were interlined
betwixt the 8th & 9th line
before the ensealing and
deliuiery hereof—

Endorsed on the back side of the foregoing Conueyance these words followinge
Me^m

Signed sealed & deliuered and peaceable possession liuery and Seisin giuen by the wthin named Nicholas Rice to the wthin named James Jones for them their heires and Assignes according to the usuall manner of England the day and yeare wthin specified In the p^sence of us to witt

Peter **P K** Callaway

his marke

Geo: Johnson

Edward Martindale

Know all men by these p^sents that I James Jones of Wiccocomoco on the Easterne shore in the Prouince of Maryland Plant^r haue Constituted appointed and giuen full power and Commission unto Cap^t William Thorne of the same prouince to be my lawfull Attorney for me and on my behalfe to deliuer into the Court att S^t Marys one deed or writeinge made betweene Nicholas Rice of Wiccocomoco aforesaid and mee the said James Jones wherein the said Nicholas Rice doth assigne and make ouer a parcell of land lying on Wiccocomoco riuier aforesaid unto me the said James Jones and the said deed or writteing to gett recorded in the said Court at S^t Marys as allsoe to receiue the acknowledgm^t of the s^d Nicholas Rice in open Court I doe allsoe by these p^sents giue power unto my said Attorney (in Case of any hinderance) To substitute another in his steed for performing of th^e bussines aboue men^tioned and whatsoeuer my said

Attorney shall doe or Act in prosecu^{on} of the power and Commis- Liber B B
sion unto him giuen as abouesaid I the said James Jones doe promise
and engage to ratify and Confirme, In wittnes whereof I the said
James Jones haue hereunto sett my hand and seale the 11th day of
January anno Domini 1664— the marke of

Sealed In the p^rsence of

James **II** Joanes

Tho: Shiel: Jn^o Meech

Seale

Com^{and} Nicholas Rice of Wiccocomoco on the Easterne Shore [p. 452]
wthin the prouince of Maryland Carpenter, that Justly &c hee keepe
wth James Jones of Wiccocomoco aforesaid wthin the prouince afore-
said plant^r the Couenant &c of six hundred and fourty acres of land
lying in Wiccocomoco aforesaid uppon th^e East side of a Creeke
comonly called Marren Iettoes Creeke beginning at the mouth of
the said Creeke and running up the maine riuier comonly called Wic-
cocomoco riuier &c Charles Caluert

And the agreem^t is such that the said Nicholas Rice hath acknowl-
edged the aforesayd six hundred & fourty acres of land to be the
right of the said James Jones as those which the said James Jones
hath of the Guift of the said Nicholas Rice, And the same he hath
remised & quitt Claimed from him and his heires to the aforesaid
James Jones and his heires for euer, And further the said Nicholas
Rice haue granted for him and the heires of the said Nicholas Rice
that he will warr^t to the aforesaid James Jones and his heires the
aforesaid Six hundred and ffourty acres of land wth the Appurte-
nances ags^t him the said Nicholas Rice and the heires of the said
Nicholas Rice for euer, And for this remise release and quitt Claime,
the aforesaid James Jones hath giuen to the aforesaid Nicholas Rice
Six thowsand ffue hundred pounds of tobacco in hand payd—

Taken and acknowledged this

16th day of January 1664

Before mee

Charles Caluert

Then Will^m Hollingworth t^{ds} summons for George Marshall to February 2^d
appeare 7th instant next Prouin^{all} Court to testifye and giue euidence
in a Cause depending betwixt the saide Hollingworth plaintiffe and
Tho: Wynne defendant uppon perill of forfeitinge fwe hundred
pounds of tobacco in Case hee appeare not according to summons

Samu^{ll} Griffen t^{ds} writt ags^t the Body of Robert Turner In an [p. 453]
acc^{on} of debt to the uallue of 180^{lb} sterlinge February 2^d

Warr^t to sherriffe of S^t Marys County to arrest &c. Re^t: the 7th this acc^{on}
of this instant February being next Prouinciall Court fall'n

To the honno^{ble} Gouerno^r & Councell of the prouince of Maryland— uide fo: 454

The humble petⁿ of Samu^{ell} Griffen sheweth

Liber B B That yo^r pet^r had Contracted with and sold to Robert Turner the number of twenty hoggsheads Containing Nine thowsand fue hundred and Eleauen pounds of sweete sented tobacco, Prouided that uppon the deliuey of the said twenty hñds of tobaccoe he the said Turner to yo^r pet^r or his Order did deliuer good Currant bills of Exchange for the suñe of One hundred and Eighty pounds of tobacco to be paid in the City of London uppon tenn dayes sight thereof, and allsoe to giue good & sufficient security for the paym^t of the said Bills of Ex^c: as by Obliga^con und^r the said Rob^t Turners hand bearing date the 23^d day of January 1664 doth and may more largely appeare besides two hñds more, not specified therein Now soe it is, yo^r pet^r being distant from his planta^con where the said tobacco was to be deliuered (wth prouiso^es) as aforesaid did by the said Turner, in a letter, order yo^r pet^{rs} Brother, that uppon Condi^con as in the said Turners Obliga^con aforesaid is exprest, then unto the said Turner the said Two and twenty hñds of tobacco to deliuer, But notwithstanding the said Turner did breake open the said letter and obliterating words therein did surrepticiously obtaine the said Two and Twenty hñds of tobaccoe, and on Board a shipe in this prouince hath shipt it leauing your pet^r destitute of any way or meanes in satisfac^con thereof

Wherefore he humbly Craues Ord^r of this honno^{ble} Court ag^t the s^d Turner either to make good his Obliga^con by bills of Exchange wth sufficient security for th^e paym^t thereof or to yo^r pet^r to re-deliuer the said two & twenty hñds of tobacco uppon yo^r pet^{rs} said planta^con where and as well Condi^coned when by him the said Rob^t Turner received wth dañages & Costs of suite—And (as in duty bound) he shall euer pray &^c.

3^d William Hollingworth tñds writt ags^t John Steuens in an acc^con of Debt to the uallue of 437^{lb} tob: wth Caske

Warr^t to sherriffe of S^t Marys County to Arrest &^c Re^t. 7th of this instant ffebruary being next Prouinciall Court

[p. 454] The aforesaid William Hollingworth tñds summons for Cap^t
February 3^d Nicholas Gwyther and Vincent Atcheson to testifye &^c in ditto Causo inter the said Hollingworth and Steuens uppon perill of forfeiting 500^{lb} tob: each person in Case they appeare not the 7th Feb: next prouin^{all} Court

To the honno^{ble} Gouverno^r & Councell of the Prouince of Maryland

The humble petⁿ of W^m Hollingworth Sheweth

That John Steuens on the 16th day of March 1663 did assume uppon himselfe to pay unto yo^r pet^r uppon or before the 20th day of October following the suñe of ffowre hundred thirety and seauen pounds of bright & large tobacco and Caske out of the Crop then made uppon his dwelling planta^con which said suñe the said John

Steuens hath not paid though often demanded, but (to yo^r pet^r da^m- Liber E B
age) still refuseth to pay whereupon he bringeth his suite

And humbly Craues Ord^r of this Honno^{ble} Co^{rt} for the s^d su^me of
ffowre hundred thirety seauen pounds of tobacco wth Caske wth da^m-
ages and Cost of suite—And he shall euer pray &c.

Samuell Griffen t^{ds} warr^t ags^t Robert Turner praying the former 4th
accōn may fall, now issued in an accōn uppon his Case to the uallue uide th^r
of Nine thowsand ffue hundred and eleuen pōnds tob: accōn fall'n
in folio 453

Warr^t to sherriffe of S^t Marys County to arrest &c. Ref: 7th feb:
next Prouin^{all} Court—

The said Griffen t^{ds} writt of attachm^t for those 20 h^{nds} of tob:
shipped on board Cap^t Gillams shipe by Rob^t Turner—

Warr^t to she^r. of S^t Marys County to attach &c and in Custody
them to keepe untill the said Turner giues in security to appeare at
the next Prouin^{all} Court and there to abide Judgm^t therein

Thomas Nottley t^{ds} writt ags^t John Walton in an accōn of Debt 8th
to the uallue of 1759th tob: p^r bill

Warr^t to the sherriffe of Charles County or to the sherriffe of
S^t Marys County to Arrest &c p^rma March

To the hon^{ble} Gouverno^r and Councell In Prouin^{all} Court Assembled

The humble petⁿ of Tho: Nottley Sheweth

Thomas Nottley pst } The pst declares ags^t the def^t in an accōn of [p. 455]
John Walton def^t } debt for that the def^t hath assum'd uppon him-
selfe to pay unto the pst One thowsand seauen hundred ffifty nine
pounds of tob: wth Caske as by specialty may more at large ap-
peare—Now soe it is, the said su^me of 1759th tob: by the pst hath
been often demanded but the def^t hath and still doth refuse to pay
the said debt unto the pst, Wherefore he humbly prayes Order of
this Honno^{ble} Court for the said su^me of 1759th tob: wth da^mages
and Cost of suite, And hee shall pray &c.

Thomas Nottley prayes writt of Attachm^t ags^t the Goodes Chat- Febb: 8th
tles or debts belonging to the abouesaid Jn^o Walton for the said su^me
of seauenteene hundred ffifty nine pounds of tobaccoe w^{ch} by the
Leitenn^t Granted

Writt of Attachm^t accordingly issue directed to the sherriffe of
S^t Marys County and Charles County to attach any the Goods debts
or Chattles belonging to John Walton and them in Custody keepe
untill he shall put in security to appeare by himselfe or Attorney att
the next Prouin^{all} Court to be holden att S^t Marys on the first day
of March next there to answere the suite of Thomas Nottley in an
accōn of debt to that uallue and abide Iudgm^t of Court therein—

Ref. p^rma March next

Liber B B Elizabeth Emerson aged 35 yeares or thereabouts sworne on the 8th of february 1664 and saith—

That this deponant liuing in lower Northfolke County in Elizabeth riuer was p^sent when in the said County Co^rt she heard Henry Goodrick and Henry Hudson passe ouer and deliuer unto William Caruer a bill of sale for his then the s^d Hudsons Vessell called the ffrygott and soe reputed further this deponant declaring that the said Goodrick and Hudson did the said bill of sale firmly passe ouer as theire act and deed to the s^d Caruer, further that the said Hudson stood endebted to this depon^t a quantity of tob: and he Coming to her howse was by her demanded she desireing sattisfacōn in M^r Caruers handes the said Hudson replyed that he did not know whither there was soe much due to him from Caruer and further saith not—

Sworne before mee Charles Caluert

[p. 456] Richard Pettybone aged 45 yeares or thereabouts sworne on the 7th day of February 1664 saith

That Concerning Charles Hodges then seru^t to John Holmwood who was at the landing of the said Holmwood drowned doth declare that goeing to the meeting & coming to John Holmwoods landing for a passage the abouesaid Seru^t sott under the banck wth his shirte and and his drawers and this depon^t desired him to shuffe of the Connue the w^{ch} hee did and this deponant returning from the meeting in the ferry he this deponant heard before he came to John Holmwoods howse by a mile and a halfe that the said seru^{ant} of John Holmwoods was drowned uppon which this depon^t went to the howse of the said Holmwood and did Chide the rest of the seru^{ants} to let this seru^{ant} be drowned att which instant the said Holmwood was at his meeting howse which is 8 miles or thereabouts from his owne howse this depon^t further deposeth that the said Holmwood and his wife was gone from his owne howse an houre before this depon^t came first to get a passage in the Connue and that neither he the said Holmwood nor his wife was returned from the said meeting howse when this depon^t did returne, And further saith not

Sworne before mee

Richard Pettiboone

Jerome White

William Drowry aged 26 yeares or thereabouts and Anne Browne aged 26 yeares or thereabouts and Thomas Gwynne aged 20 yeares or thereabouts and John Doughling aged 26 yeares or thereabouts all sworne on the 7th day of February 1664 and saith—

That Concerning Charles Hodges then seru^t to Jn^o Holmewood who was at the landing of the said Holmewood drowned declares that these deponants seeing the said seru^{ant} in the water ouer a Creeke att which instant Jn^o Holmwood and his wife was gone to the meeting wth the rest of his family except the seru^{ants} an houre before, and

these deponants heading of a Coue these deponants was called to by the rest of the Company in the water wth this seruant to come and assist them for the helping of this seruant who was in danger of drowning but before they could come to helpe, this seruant did sincke downe in the water and did not arise againe untill next day and about noon they were told by a neighbour that he lay Crosse a logg on the shore uppon which John Holmwood sent his seruant to a magistrate to acquainte him wth the bussiness and kept the p^rson drowned untill hee Came back (that was sent) from the magistrate though the Corps was much disfigured and eaten by the Crabbs and stunck extreordinary that no person was able to come neere him and then his seruant return'd from the magistrates howse who sent word that he had nothing to doe wth it uppon which he was put in the Earth, And further these deponants saith not

Sworne to before mee
Jerome White

the marke of
William ⊗ Drowry
the marke of
Anne # Browne
Thomas Gwinn
the marke of
John ⊙ Doling

Whereas Complaint hath been made Vnto us that Goodes to a Considerable uallue hath been stolne out of the howse of John Bayley which said Goodes belonging properly to the said Bayley about the 22th day of December last past and the 12th of this February

These are therefore to will and require yo^w to Cause dilligent search to be made in any howse by him the said Bayley suspected for any or all the said Goods and them in yo^r Custody keepe untill further Order therein, And for soe doing this shall be your Warr^t Giuen und^r my hand this 14th day of February 1664/5

To Thomas Sprigg High sherriffe
of Caluert County or his deputy

Summons issued to the sherriffe of Caluert County to warne Raymond Staplefort and Humphery Jones to make their appearance at the next Prouin^{all} Court to be held the first day of March next there to answere what shall be Objected ag^t them on behalfe of the Lord Propriet^r and John Bayley for Goodes out of the said Bayleys howse taken on the 22th day of Decemb^r and the 12th of this instant ffebruary and there to abide Judgm^t dated 14th feb: 1664

Summons issued to the said sherriffe to warne ffrancis Meggs and Thomas [blank] Carpenters William Jones and Elizabeth ffreeman to make their p^rsonall appearance att the next Prouin^{all} Court held the first day of March next there to testifye and giue Euidence in a

Liber B B Cause depending betwixt the L^d Propriet^r and Reymond Staplefort and Humphery Jones concerning some quantity of goods taken out of the howse of John Bayley und^r the penalty of 500^{lb} tob: each p^rson in case they appeare not according to summons dated ut supra

ffeb: 21th John Harrington Husband to Mary the Relict of Francis Mogg demands writt ags^t Gaspar Guerin in an accōn of debt to the uallue of 900^{lb} tob: and Caske dated ut supra—

Warr^t to sherriffe of S^t Marys County to arrest &^c Re^t. first March next Prouinciall Court

[p. 458] To the honno^{ble} Gouverno^r and Councell of the Prouince of Maryland
The humble petⁿ of Jn^o Harrington husband to Mary the Relict of Francis Mogge—sheweth

That uppon the 2^d day of Aprill 1664 Gaspar Guerin of S^t Jeromes Chirurgion did assume uppon himselfe to pay unto the abouesaide Mary Mogge her Executo^{rs} or Assignes the full and Just sume of Nine hundred pounds of good sound large tobacco and Caske according to Act of Assembly att his now dwelling plantacon in S^t Jeromes aforesaide att or before the tenth day of Octob^r last past as by specialty und^r his hand may more att large appeare which said sume of Nine hundred pounds of tobaccoe the said Gaspar Guerin hath not paid and still refuseth to pay to yo^r pet^{rs} greate damāge whereupon he bringeth his suite

And humbly prayes Order of the honno^{ble} Court that the said Gaspar Guerin may be Compell'd to pay the said tobacco to yo^r pet^r wth damāges & Cost of suite And he shall pray &^c

Febb: 15th John Lane t^{tds} writt ags^t Robert Turner in an accōn of debt uppon accompte To the uallue of Two thowsand One hundred & Eighty pounds tob:

Warr^t to sherriffe of S^t Marys County or any other sherriffe in the prouince to Arrest &^c. Re^t: p^o March—

To the honno^{ble} Gouverno^r and Councell of the prouince of Maryland
The humble petⁿ of John Lane Sheweth

That Robert Turner stands endebted to yo^r pet^r in the full sume of Two thowsand One hundred & Eighty pounds of tobacco uppon accompt as p^r particulars may more largely appeare which said sume of 2180^{lb} tob: the said Turner hath not paid but absents himselfe wth intent to defraud yo^r pet^r thereof

Wherefore yo^r pet^r humbly craues Order from this honn^{ble} Court ags^t the said Turner for the said sume of tobacco wth damāges & Cost of suite And he shall pray &^c.

John Gittings the Attorney of Thomas Browne dds writt of sum- Liber B B
20th
mons for John Anderton and James Eluard to testifie &c in a Cause
depending betwixt the said Gittings as Attorney &c and Barnaby
Jackson the Attorney of Robert Peyton in an accōn of debt to the
uallue of 11^l: 14^s: 0 sterling und^r the penalty of 500th tob: each per-
son if they appeare not

Gaspar Guerin dds writt ags^t Mary late Relict of Francis Mogge [p. 459]
Feb: 21th
and now wife to John Harrington and the said Harrington in an
accōn of debt upon accompt to the uallue of Nine hundred pounds of
tobacco

Warr^t to sherriffe of S^t Marys County to arrest &c Reī next pro-
uin^{all} Court p^{ma} March next

To the honno^{ble} Gouverno^r and Councell of the prouince of Maryland

The humble petⁿ of Gaspar Guerin Chirurghion sheweth

That Mary late Relict of Francis Mogge and now wife to Jn^o
Harrington did about Aprill last and in the time of her widdowhood
employ yo^r pet^r in his Function for th^e Curing of a person that then
lay wounded at her howse which by yo^r pet^r was perfected where-
uppon satisfacōn being demanded of the s^d Mary and since of John
her said Husband being nine hundred pounds of tobacco (as by ac-
compt may more largely appeare) but utterly refus'd by either and
paym^t denyed therein to yo^r pet^{rs} detriment whereuppon he bringeth
his suite And humbly Craues Ord^r of this Honno^{ble} Court for speedy
paym^t of the said 900th tob: wth daīnages and Costs of suite And
(as in duty bound) hee shall pray &c—

William Hollingworth demands writt in Chancery ags^t William 20th
Price and Hannah his wife Relict of Hugh Lee to testifie concern-
ing her the said Hannahs specialty to him the said William Holling-
worth whereof part of the tobaccoe is paid and they to sett forth
upon Oath w^t is of the said bill remaininge (uizt)

Cecilius &c, To W^m Price and Hannah his wife Relict of Hugh
Lee Greeting for Certaine Causes to Vs propounded in Our Chan-
cery wee strictly Charge and Comānd yo^w that all Execuses & delays
sett apart yo^w be in proper person before us in Our said Chancery the
first day of March next wheresoeuer it shall be to answeere there to
such thinges which shall be objected ags^t yo^w by or on the behalfe
of W^m Hollingworth then and there, and further to doe and receiue
w^{soeuer} Our Court shall in this bussiness thinke fitt, and this in
noe wise omitt und^r the penalty of twenty poundes sterling and haue
yo^w there this writt, Wittnes Our deare Brother Philip Caluert Esq
Our Chancello^r & deputy Leiutenn^t of Our said Prouince of Mary-
land this *th of ffebruary 1664/5

Signed Philip Caluert

Liber B B To the Honno^{ble} the Gouverno^r Chancello^r & Councell in his Lordšps
 [p. 460] high Court of Chancery

In most humble manner Complaining sheweth unto yo^r Honno^{rs} yo^r dayly Orato^r William Hollingworth of Salem in the parts of New England That whereas about Two yeares now last past yo^r said Orato^r did sell unto Hannah the Relict of Hugh Lee late of S^t Marys Innholder and now the wife of William Price of Charles County seuerall Goods and Merchandizes to the uallue of Three Thowsand three hundred and seauen pounds of tobacco and att the same time made unto yo^r said Orato^r a bill of her hand for the payment thereof att the tenth of Nouember then next ensueing the date of the said Bill, But now soe it is may it please yo^r Honno^{rs} that the said bill of three thowsand three hundred and seauen pounds of tobacco is by Casuall meanes lost And therefore albeit the said Hannah and William Price her husband haue been diuers times Gently required by your said Orato^r to pay unto him, the s^d Three Thowsand Three hundred and seauen pounds of tobacco soe to him due, Yett that to doe they and euery of them haue hither to denyed and Refused and yet doe deny and refuse to doe th^e same against all Right Equity and good Conscience In due Considera^{cion} whereof and for that yo^r said Orato^r hath noe remedy to Recouer the said three thowsand three hundred and seauen pounds of tobacco w^{thout} the said bill by the Co^mon lawes of this Prouince May it therefore please yo^r Honno^{rs} to grant unto yo^r said Orato^r his Lōps Gracious writt of subpā: to be directed to the saide William Price and Hannah his wife Comanding them thereby att a Certaine day and und^r a Certaine Payne therein to be lymitted p^{ersonally} to be and appeare in his Lordšps high Court of Chancery then and there to answere to the p^{remises} and to sett forth uppon Oath what bills or other specialtyes haue been giuen by the said W^m Price or hannah his wife during her widdowhood to the s^d Will^m Hollingworth what Goods or Other Merchandizes either he the said W^m Price by Order of the said Hannah his wife or the said Hannah during her widdowhood did receiue of the said Will^m Hollingworth what Tobaccoes haue been paid by the said William or Hannah his wife and what rests yet undpaid And that yo^r Honno^{rs} will please to Order the speedy paym^t of the Ballance that shall appeare due, And your Orato^r shall dayly pray &c—

[p. 461] Wee whose names are here subscribed being appointed & desired by the Lord Proprietary of the Prouince of Maryland to suruey the Catch Edward Thomas Hellington mast^r, Accordingly wee haue surueyed the said Catch and doe giue in Our Iudgments as followeth (uizt) that if the said Catch haue three or ffowre ffluttock Riders of each side well faide and fastened and the Catch Curren'd and the Bulge searched whether she haue any trunnells defectiue and if she

haue, then to haue new Ones droue in th^c roome she may be suffi- Liber B B
cient for A uoyage for Old England or any other place att that dis-
tance and allsoe that the defects of the said Catch may be sufficiently
repair'd by two able Carpenters wthin a fortnight att furthest Giuen
und Our hands the 30th day of Decemb^r 1664 Petuxent riuier

Teste George ffoxwell	Seale	Samuel Groom
John Snart	Seale	Edward Wardner Ca ^r penter
Sealed in the p ^r sence of Vs	Seale	John ffayrewether
and signed	Seale	John Hooke Carpenter

John Pollard

Richard Bayley

Wittnes to the sealing of Samuell Groom

John Cooke & John Snart

Edward Warner seal'd this In Presence of Vs

Christopher Dobson

the marke of

Christopher O Humphery

who liues att M^r Pollards howse.

The Deposition of Elizabeth ffreeman aged 18 yeares or there-
abouts Saith—

That when M^r Bayley was at S^t Marys M^r Stapleford being in his
Bed in the morning and hearing as he said a tap dropt in M^r Bayleys
roome hee called one of his seruants named Humphery Jones and
bid him goe in at the window & open the doore which he did and then
M^r Stapleford went in saying he would see if all was well who Came
forth againe and shutt the doore but whither he brought any thinge
forth or noe this Deponant knoweth not, & further she saith that
the night before her mistris Calling her to come in she did not goe
p^rsently but when she did goe the doore was shutt and endeaououring
to open the doore her mistris held the doore and asking who was
there told her she could not come in yet and then was M^r Stapleford
in M^r Bayleys Closett that shutts wth a Key but what hee did there
knowes not—further this Deponant saith M^r Stapleford called for [p. 462]
nayles & caused the said window to be mended for feare any other
should goe in and further she saith on the 12th of this month being
Sunday M^r Stapleford tooke a Chest of his out of M^r Bayleys roome
where was then 3 packs of Goods which the next morning was not
there and then was M^r Bayley not at home, And further saith not,
ffbruary 20th 1664 Sworn Before Vs

Will^m Dorrington

Will^m Groome

The Depositione of Thomas How aged about 30 yeares or there-
abouts—

Liber B B I the said Thomas How haue been seuerall times at John Bayleys house, and I haue seen Great sacks of Goods in his Roome, and demanding whose they were of Reymond Stapleford he told me they were John Bayleys, and that hee had noe Interest in them but onely for the plantation and the thinges belonging thereunto, and that the Vessell was in halfes but as for the Goods that came last yeare and this, he had noe Interest therein, & further saith not sworne before me this 18th february 1664/5

Will^m Groome

Att a Prouinciall Court held att S^t Marys on the first day of
March 1664/5

Charles Caluert Esq^r Gouverno^r }
Philip Caluert Esq^r Deputy } P^rsent
Leiutenn^t and Chancello^r }

p^rsent { Jerome White }
Baker Brooke } Esq^r Councello^{rs}
Henry Cowrsey }
Coff. W^m Euans }

[p. 463] John Halfhead p^{lt} } This Cause being last Court respited untill
Jone Nicculgutt Deft } the def^t in p^rson and those wittnesses that at
the County Court of Caluert did testifye on the behalfe of the def^t
did now at this Prouinciall Court make their appearance to answere
&c then being demanded of James Thompson the defend^{ts} Attorney
what he had to say in defence herein, that the said Jone Nicculgutt
should not serue the p^{lt} one yeares seruice more as \bar{p} hime is Claimed,
being desired to put in his Answere in writeing which is as followeth
(uiz^t)

To The Rig^t Honno^{ble} the Gouverno^r and Councell the humble Repli-
caçon of James Thompson Attorney of Jone Maglanna—

Wee affirme that wee haue Serued twelue yeares And are able to
proue it by Euidence.

John Boage Sworne in Open Court saith

All that I cann say in this Bussiness is that Come May or June next
will be 13 yeares agoe since I say the said Jone at the howse of Phillip
Lands doeing the worke of a seruant att S^t Marys being that yeare
after the Genny frygott Came in

Andrew Robinson sworne in Open Court saith

I was a seruant in the howse wth this wench at my Mast^{rs} Lands
and my M^r ffox bought her and there was Mast^r Cowrsey Cap^t
Gwyther and others att M^r Hattons howse upon the appraysm^t of
M^r Lands Estate and there was some dispute about me and this
wenches seruice and she was Ordered to liue wth Philip Land, and
that this depon^t came Ouer in Cap^t Husbands and then the Guyney
frygott came in and this wench came ouer in a new England uessell

and last Candlemas day past was 13 yeares since this depon^t came Liber B B into this prouince and that she came in that same yeare

And further these depon^{ts} saith not

Sworne in Open Court p^{ma} March 1664/5

Daniel Jenifer Clike

The def^t craues a nonsuite which was Ordered wth these Charges following (uizt)—nonsuite 150

Ordered the def ^t be satisfiye	$\left\{ \begin{array}{l} \text{Attorneys ffees} \dots\dots 180 \\ \text{Attendance} \dots\dots 270 \\ \text{Wittnesses attendance.} \dots\dots 180 \end{array} \right\} \begin{array}{l} \text{lb} \\ \text{tob:} \end{array}$	780
the said ffees of 780 ^{lb} tob		

The said Jone Nicculgut demands Execu^{con} ag^t the Estate of John Halfhead for the abouesaid su^me of 780^{lb} tobaccoe

warr^t to sherriffe of Caluert County to Execute &^e dated first o* *

This Indenture made the second Day of March in the yeare of [p. 464]
Our Lord God One thowsand six hundred sixty ffowre Betweene Daniel Jenifer of St Marys County in the prouince of Maryland Gentⁿ of the one party And John Pickering of the Citty of Bristoll in England Salter of the other party Witnesseth that the said Daniel Jenifer for a ualuable Considera^{con} in hand allready receiued by him the said Daniel Jenifer from the said Pickering, Haue granted Bargained sold Alienated inffeo^{ff}ed and Confirmed, And by these p^rsents for himse^{lf}e his heires Execu^{to}^{rs} Administ^{rs} and Assignes Doe Grant Bargaine sell Alienate inffeo^{ff}e and Confirme unto the said John Pickering his heires Execu^{to}^{rs} Administrat^{rs} and Assignes all that parcell of land (Called Botolph lane) lying on the East side of Chesepiake Bay on the west side of Trasquaking riu^{er} beginning for Breadth at a branch called Growders Branch running downe the riu^{er} for Breadth west to a marked white oake standing by a marsh two hundred and fifty perches bounded on the North wth a line drawne north for length into the woods three hundred & twenty perches bounded on the East wth a line drawne East from the end of the former line two hundred & fifty perches bounded on the south wth a line drawne south from the end of the aforesaid line for the length of three hundred and twenty perches till it intersects a parallell drawne from the said branch bounded wth the said Branch on the west wth the said riu^{er} Conteyning and now laid out for ffiue hundred acres more or lesse, wth all Edifices Howses proffitts pattents writings Comodities and Hereditam^{ts} to the same belonging or in any wise appertaining, And all the Estate right Title Interest Claime and demand whatsoever he the said Daniel Jenifer hath of in and to the said ffiue hundred acres abouesaid or any part or parcell thereof, by uertue of any Grant bargaine or sale heretofore made to him the said Daniel Jenifer by any p^rson or p^rsons whatsoever, To haue & to hould the said ffiue hundred acres of land and euery part and par-

Liber B B cell thereof unto the said John Pickering his heires Executo^{rs} Administrato^{rs} and Assignes to the onely proper use and Behoofoe of the said John Pickering his heires and Assignes for Euer freed acquitted and at all times hereafter discharged by him the said Daniel Jenifer of and from all and all manner of former and other Bargaines Grantes Sales Leases forfeitures Joynters Dowrys Surrenders Judg-
 [p. 465] m^{ts} Execu^{cons} and of and from all other titles Troubles and incumbrances whatsoever and at time & times hereafter att request had and made to him the said Daniel Jenifer more assure and Assurances by the Councell learned in the law of the said John Pickering shall be aduized Deuized or required for the more Absolute and perfect surety and sure makeing of all & singuler the said ffive hundred acres of land and euery part & parcell thereof unto the said John Pickering his heires Executo^{rs} Administrato^{rs} & Assignes for euer In Confirmation hereof the said Daniel Jenifer hath hereunto sett his hand and seale the day & yeare aboue written

Signed sealed & deliuered
 in the p^sence of
 Wiff: Willett
 Edward Sauage

Daniel Jenifer locus
 27-³/_m 64 sigill

Comand Daniel Jenifer th^t Justly &^c he keepe wth John Pickering of the Citty of Bristoll salter the Couen^t &^c of a parcell of land of ffive hundred acres (called Botolph lane) lying on the East side of Cheseapeake Bay on the west side of Trasquakinge riuer &^c. Philip Caluert

And the finall Concord betweene the said partyes forenamed is that the said ffive hundred acres wth all the Edifices thereon, the said Daniel Jenifer haue acknowledg^d to be the right of the aforesaid John Pickering as these of the said John Pickering hath of the guift of the said Daniel Jenifer and the same he hath remised & quitt Claimed from him & his heires to the said Jn^o Pickeringe and his heires for euer, And further the said Dan: Jenifer haue granted for him and the heires of the s^d Daniel Jenifer that he will warrant to the said Jn^o Pickering and his heires the aforesaid ffive hundred acres of land wth the apurtenances ags^t him the said Daniel Jenifer & the heires of him the said Daniel Jenifer for Euer and for this remise release and quitt Claime the afores^d John Pickering haue Giuen the sume of ffive thowsand pounds of tobaccoe

Acknowledged in Open Court
 Philip Caluert

Daniel Jenifer

[p. 466] July the 12th 1664


This Bill bindeth me James Jolly my heires Executo^{rs} and Administrato^{rs} to pay or Cause to be payd unto Charles Caluert his heires or Assignes the full & Just sume of Six thowsand pounds of

good merchantable leafe tobbe: and Caske according to Act of Assem- Liber B B
bly it being for a ualuable Consideraçon by me allready receiued, to
the which paym^t well & truely to be made I binde my selfe my heires
and Administrators firmly by these p^rsents as wittnes my hand the
day & yeare aboue menconed


Wittnes

Bartho: Coates

of

the mark  Mark

Cordeur

of
the mark  James

Jolly

On the back side was written thus

Know all p^rsons by these p^rsents that I Charles Caluert of S^t Marys
County doe hereby assigne ouer unto Daniel Jenifer all my right title
& Interest of the remaind^r of this Bill wthin specified which is fflowre
thowsand pounds of tobacco & Cask the whole being Six Thowsand
as wittnes my hand this 7th day of Decemb^r 1664—

Wittness

Basill Mason

Edw^d Sauage

Charles Caluert

Know all men by these p^rsents that I Charles Caluert of S^t Marys
in Maryland Esq^h haue Constituted & Ordained Daniel Jenifer of
the said place my true and lawfull Attorney for me and in my name
to demand sue for recouer and receiue of James Jolly late of the
said place Innholder the sume of fowre thowsand pounds of tobacco
wth Caske due to me from the said Jolly by Bill und^r his hand, and
after Iudgm^t thereon obtained to implead imprison and uppon paym^t
thereof out of prison to release and discharge and acquittance ac-
quittances or other discharges in my name to make & pass to the said
James Jolly or his Assignes rattifying and allowing what my said
Attorney shall doe in & Concerning the p^rmisses as stable and firme
as I my selfe Could doe were I there p^rsonally p^rsent In wittnes
whereof I the said Charles Caluert haue hereunto set my hand this
second day of Decemb^r 1664/5

Charles Caluert

Daniel Jenifer the Attorney of

Charles Caluert Esq^h p^lt

James Jolly defend^t

Board allowed and prouid the p^lt
now Craues Iudgm^t for fowre thow-
sand pounds of tobbe: being the remaind^r of Six thowsand in the
said bill exprest, and according to the last Order of this Court as in
folio 389, according to which Ord^r the defend^t att this Co^rt not ap-
pearing by himselfe nor Attorney in defence &c—

The defend^{ts} specialty being by the [p. 467]

Board allowed and prouid the p^lt

now Craues Iudgm^t for fowre thow-

sand pounds of tobbe: being the remaind^r of Six thowsand in the

said bill exprest, and according to the last Order of this Court as in


folio 389, according to which Ord^r the defend^t att this Co^rt not ap-

pearing by himselfe nor Attorney in defence &c—

Whereupon Ordered that Daniel Jenifer the Attorney of Charles
Caluert Esq^h haue Execucon ags^t James Jolly for the sume of Fowre
thowsand pounds of tobaccoe and Caske, wth Charge and Costs of
Suite—

Liber B B Know all men by these p^rsents that I James Jolly of S^t Marys in S^t Marys County in the Prouince of Maryland Doe stand Justly Indebted unto Thomas Nottley of the same County and Prouince Merchant the Just quantity of Thirty thowsand pounds of good merchantable arranoco leafe tobacco & Caske, and for the true paym^t thereof to be made unto the said Thomas Nottley his heires Executo^{rs} and Administrato^{rs} or Assignes I binde me my heires Executo^{rs} & Administrato^{rs} ffirmely by these p^rsents, In Wittnes hereof I haue underneath the following Condi^con sett to my hand and seale the 23^d day of January ann^o 1663

The Condi^con of the abouesaid Obliga^con is such, that if the aboue bounded James Iolly, his heires Executo^{rs} Administrato^{rs} or Assignes or either or any of them shall well and truly pay or Cause to be paid unto Thomas Nottley his heires Executo^{rs} Administrato^{rs} or Assignes the Just quantity of ffowreteen thowsand Nine hundred thirety and ffue pounds of good sound bright merchantable tobacco & Caske, either at Conuen^t place or places in either Charles County or S^t Marys County wth in this prouince, then this Obliga^con to be uoid otherwise to remaine in full force power and uertue In wittnes to the aboue Obliga^con & Condi^con the said Jolly haue hereunto sett his hand and seale the day & yeare aboue written

Signed sealed & deliuered	the marke of
In p ^r sence of V ^s	James  Jolly
Perseuell Read	
John Smyth	

The abouesaid Obliga^con was on the 22th Decemb^r 1664
in open Court proued by John Smyth Daniel Jenifer

[p. 468] 1663 James Jolly D^r p^r Contra Cred^r
June 20th To pay p^r obliga^con 14935th tob^b: p^r Ballance of acc^o . . . 3860
Due to Tho: Nottley hereon . . . 11075

Sworn to in Open Court by	
Thomas Nottley the 22 th day	14935
of Decemb ^r 1664 Daniel Jenifer C ^l ke	

Thomas Nottley p^lt } The def^ts Obliga^con being by the Board al-
James Jolly def^t } lowed and prou^d, the p^lt now Craues Judgm^t
for Eleauen thowsand seaunity ffue pounds of tobacco being the
remaind^r of ffowreteen thowsand Nine hundred thirety ffue p^{nds} of
tobacco in the said Obliga^con exprest, & according to the last Order
of this Court ut est in folio 389 according to which Order the def^t
not appearing by himselfe nor Attorney in defence thereof—

Whereupon Ordred that Tho: Nottley haue Execu^con Against
James Jolly for the sume of Eleauen Thowsande seaunity ffue
pounds of tobacco wth Caske the remaine of the aboue men^tioned
acco^t:

This Bill bindeth me James Jolly of St Marys Innhold^r my heires *Liber B B*
 Executo^r & Administrato^{rs} to pay or Cause to be paid unto Chris-
 topher Dobson or his Assignes the sume of seauen thowsand pounds
 of tobacco and Caske to be paid in some Conuenient place in St Marys
 County at or uppon the tenth day of October next, for the true paym^t
 whereof I binde me my heires Executors & Administrato^{rs} in the
 penall sume of ffouretcen thowsand pounds of tobacco as wittnes my
 hand this 23^d day of Aprill 1664 his
 Wittnes the word next James **II** Jolly
 enterlined marke

Francis Jackson

Abraham Wattson

Sworne unto in Open Court by Abraham Wattson 22
 xcem: 1664 to be th^e Act and deed of Ja: Jolly

Daniel Jenifer Clke

These are to Certifye that Francis Jackson Gentⁿ aged 36 yeares
 made oath this 14th Decemb^r 1664 that the aboue menconed Bill was
 signed & deliuered by James Jolly for the use of Christopher Dobson
 in the said Jacksons p^sence and that he subscribed his name as witt-
 nes of the same taken before mee Charles Caluert

Christopher Dobson Pft } The def^s Obligacon being by the board [p. 469]
 James Jolly Def^t } allowed and prou'd, the pft now Craues
 Judgm^t for ffowrteen thowsand pounds of tobacco being the sume
 specified in the said Obligacon and according to the last Order of
 this Court ut est in folio 390, according to which Ord^r the def^t not
 appearing by himselfe nor Attorney in defence thereof Whereupon
 Ordered that Christp^r Dobson haue Execucon ags^t James Jolly for
 the sume of ffowrteen thowsand pounds of tobacco—

John Abington Pft } The pft^s petⁿ being read, The Board Ordred
 John Salesbury Def^t } a Jury to Consider thereof—Warr^t to sherriffe
 to impannell a Jury of 12 able men Re^t: forthwth

Sherriffe returnes his warr^t & Impannells
 fforeman

M ^r Walter Hall	} Walter Peake } Thomas Paine	
John Gittings		Jn ^o Metcalfe } Christ ^r Dobson
Geo: Thompson		Jasper Guerin } Rob ^t Jones
Peter Watts		Henry Ellery } William Allen

Jury deliuers in to the board there Virdict written on paper as
 followeth—Wee finde for the pft three thowsand pounds of tobb: for
 his damage susteyned, wth Cost of suite Ordered it be entred for
 Judgment

Thomas Nottley Pft } The Def^t in Court acknowledgeth Judgm^t
 George Thompson Def^t } to the Pft: for Two thowsand seauen hun-

Liber B B dred pounds of tobacco being the remaind^r of that sume of fflowre thowsand and Eighteene pounds of tobacco exprest in his the p^lt^s petition in folio 420, wth Cost of suite & Cl^ks fees

Thomas Nottley P^lt } Ordered that that attachm^t by the p^lt obtain'd
John Walton Def^t } ags^t the def^t in fo: 455 be Continued till next
Prouinciall Court then if the def^t neither by himselfe nor Attorney
doe appeare in defence thereof Judgm^t then to pass ags^t the def^t for
the said sume soe sued for—

[p. 470] Know all men by these p^rsents that wee Lancello^t Anderson of Hull Mariner and Thomas Mountfort of London Mech^t doe make Ordaine Authorize and appoint Our trusty and Well beloued freind Thomas Sprigge of Caluert County Gentⁿ to be our true and lawfull Attorney and for us and in Our names to aske sue for leuie or demand all such debt or debts as doe rightly appertaine to either of us the said Lancello^t Anderson or Thomas Mountfort (on behalfe and uppon accompt of M^r Edmund Custis of London Merchant) Our heires or Assignes, and further it shall and may (by uertue hereof) bee lawfull for Our said Attorney upon all Occasions whatsoever to Constitute one or more Attorney or Attorneys to act und^r him in and upon the behalfe of Vs Lancello^t Anderson and Thomas Mountfort and his or his said Attorneys actions on Our behalfe shall be as Authentick as if wee Our selues were there personally present in ratifica^on whereof wee Joyntly Obleige Our selues and heires as wittnes Our handes and seales this 23^d of May 1664—

Signed sealed & deliuered	Lancello ^t Anderson	Seale
In the p ^r sence of Vs	Thomas Mountfort	Seale
Edw ^d Richardson		
John Emerson		

Sworne Benjamin Rozer and Edward Richardson this 5th of Octob^r 1664 as wittneses to the aboue said letter of Attorney which was by them acknowledged to be deliuered as the Act & deed of Lancello^t Anderson and Thomas Mountfort to the said Thomas Sprigge, in open Court Daniel Jenifer Cl^k
On the back side of the said letter of Attorney thus follows

I doe hereby depute my Louing freinde W^m Caluert to act in my behalfe in any bussines or suite in the behalfe of Lancello^t Anderson or Thomas Mountfort and doe giue him as much power as I haue uertue of the wthin letter of Attorney, Wittnes my hand this first of March 1664
Tho: Sprigg

Wittnes
Daniel Jenifer
Will^m Hollingworth

Thomas Mountfort by his Attorney } The p^t sues as in petⁿ folio Liber B B
 Thomas Sprigg P^t } 364 producing his accompt [p. 471]
 William Price Def^t } Confirm'd by the def^t att the
 bottom thereof und^r his hand the def^t neither denying nor Confess-
 ing his said hand und^r the accompt, Whereupon his Answer was de-
 sired in writing as followeth—

The Def^t desires the Letter of Attorney to be prou'd and produced
 and further demurrs ags^t th^e accompt desiring it may be proued ac-
 cording to the law of the Country—Which said letter of Attorney was
 produc'd and formerly prou'd in this Court by the wittnesses, and
 the acc^o attested by the def^t

Therefore Ordered that Judgm^t doe passe for three thowsand six
 hundred twenty ffue pounds of tobacco wth these charges following
 and all other Costs of suite ags^t the def^t

An account of Thomas Sprigg his Charges in the Suite betweene
 him & William Price—

Imp ^r for Attorneys ffees.....	60	} 600 th tob
ffor two dayes coming to Court.....	60	
ffor two dayes goeing.....	60	
ffor 2 wittnesses 7 dayes.....	420	

Andrew Skinner P^t } The def^t being indispos'd in Body as by his
 Richard Collett Def^t } letter to M^r Jn^o Anderton did appeare—
 Ordered that this Cause be respited till the next Prouinciall Court
 then the def^t by himselfe or Attorney to appeare and abide Judgm^t
 of Court therein—

John Abington deliueis into Court his bill of Charges ags^t John
 Salesbury as followeth

1 dayes attendance	30
2 dayes coming 2 dayes goeing last Co ^{rt} w th Attur ⁿ : ffees....	180
2 dayes coming of 2 men as wittnesses & 2 dayes goeing....	240
1 dayes attendance of the wittnesses.....	60
4 dayes coming and goeing this Court.....	120
2 dayes attendance and Attorneys ffees.....	120

Ordered the s^d John Abington be allowed the said seauen }
 hundred and fifty p^{nds} tobb }..... 750

To the hon^{ble} the Gouverno^r and Councell of the prouince of Maryland [p. 472]

The humble petⁿ of John Askin Sheweth

That yo^r pet^r coming into this Country a seru^t wthout any Inden-
 ture hath honestly faythfully and truely serued M^r John Anderton
 of Caluert County for the tearme of seauen yeares Now soe it is

Liber B B that the said John Anderton after yo^r pet^s arriual in this prouince hath forced yo^r pet^r to signe an Indenture to serue him 9 yeares Contrary to the law and Custom of this prouince and still would force him to serue the other 2 yeares Vnless yo^r Honno^{rs} be pleased to free him by Order of this hon^{ble} Co^{rt} unto whome he doth put himselfe and humbly Craues Ord^r thereof for his Corne & Clothes and da^mage—And he shall pray &c—

John Anderton being p^rsent and not shewing Just Cause why the pet^r should not haue his ffreedome Therefore Ordered the said John Askin haue his ffreedome and that the said John Anderton deliuer him his Corne & Clothes according to the Act of the Country

The Court adjourns untill to morrow morning att 9 of the Clocke

All p^rsent as yesterday this second March 1664/5

To the hon^{ble} the Gouverno^r & Councell of the prouince of Maryland

The humble petⁿ of Jn^o Gittings the Attorney of Mistris Margarite Perry sheweth

That whereas yo^r pet^r hath Obtained Judgm^t for two thowsand pounds sterling ags^t the Estate of John Bateman Esq[;] deceased and whereas yo^r pet^r hath taken out Execu^con for the said debt and deliuered it to the sherriffe of Caluert County who hath returned the said writt (Executed according to the appraysm^t) One hundred thirety nine Thowsand nine hundred seauenty and One pounds of tobacco—

[p. 473] Now the humble request of yo^r pet^r is that this hono^{ble} Board will be pleased to Order at what rates yo^r pet^r may accept of the tobacco in discharge of the debt of two thowsand pounds sterling—And he shall pray &c.

Ordered uppon the foregoing petⁿ that the Attorney of Margarite Perry receiue the tobacco therein exprest att three halfe pence \bar{p} pound—

The Honno^{ble} Leiutenn^t Generall desires the rest of the Councell that the Bussiness Concerning the sloop Red Sterne may be taken next in hand, whereupon Iacob Backer was Called, who had from last Court 6 months time to proue himselfe and Vessell ffree to trade in any of his Ma^{ties} Dominions &c according to that Order in folio 398

Then was read Generall Nicolls letter sent (by the said Backer) to the Gouverno^r and Councell as allsoe the Certificates of the Generalls to the said Backer and Dericke Janson Smyth which are all as followeth—

New York January 24th 1664

Vppon the Complaint of Jacob Backer Merchant & Derrick Janson Smith that their sloop and goods are seized, and detained by Order

of Court in Maryland after Entry made in the Office of the said Liber B B
 Sloope the red Sterne, according to Act of Parliam^t and contrary to
 the Certificate which they had und^r my hand and scale, I finde my
 Selfe uery much Concern'd to appeare in the defence of that Com-
 mission and Instrucōns which his Ma^{ties} intrusted mee wthall, that
 his Ma^{ties} Councill and secretaries may not be brought into ques-
 tion in any of his Dominions for passing instrucōns Contrary to
 Acts of Parliam^{ts} and in the last place that I haue not Exceeded his
 Ma^{ties} Commission, & Consequently that the said sloope and Goods
 ought not to be detained, and therefore soe farre as concerns this
 matter, I shall truely make report to yo^w in the uery words of his
 Ma^{ties} Instrucōns Authorized by the broad Seale (vizt) To reduce
 the Dutch in or near Long Island or any where wthin the limitts of
 Our owne Dominions to an intire obedience to Vs and Our Gou-
 ernm^t &^c, reducing them to the same Rules and Obedience wth our
 owne subjects there, which yo^w are to let them know, is all wee aime
 att, wthout any purpose of using any other uiolences upon or towards [p. 474]
 them than such as are necessary to those ends, and that no man shall
 bee disturbed or remoued from what he possesseth who will yeilde
 Obedience to Vs, and liue in the same subjection and uppon enjoying
 the same priuiledges wth our other good subjects &^c, They hauing no
 kinde of right to hold what they are in possession of, in Our Vnques-
 tionable Territoryes, than that they are possessed of it by inuasion of
 Vs. Thus farr the 2^d Article of his Ma^{ties} Instrucōns

The first Article of a 2^d Instrucōn sayes amongst other things

That the Dutch may no longer Exercise & Engrosse that Trade
 which they haue wrongfully possest themselues of, and being in Our
 possession before they as priuate p^rsons, and wthout any Authority
 from their superiours and against the law of Nations and the good
 intelligence &^c and detained the same to the prejudice of Our Crowne
 and Dignity and therefore Ought in Justice to be resumed by Vs,
 except they will entirely submitt to Our Gouvernm^t, and liue there
 as our other good subjects under it, and in that Case yo^w shall let
 them know by priuate Significaōns and Treatyes, or by any publicqe
 Declaraōn set out by yo^w in Our name, that Wee take them into Our
 Protection, and that they shall Continue and enjoy all their posses-
 sions, and the same freedome in Trade wth Our good subjects in
 those parts./

By all which thus literally remitted to yo^w it does appeare that the
 dutch (who are Compriz'd in the Articles made at New Yorke) are
 to enjoy the priuiledges of Englishmen which must be as Dennizens,
 According to the Articles because Naturalizēon is onely by Act of
 Parliament

As to the Acts of Parliam^t quoted in yo^r Order (uiz^t) for En-
 couragm^t and Encrease of shipping, for encrease of trade (wherein
 his Ma^{tie} and Councill are most tender) bee pleased to Compare

Liber B B them in the most pertinent Clauses, wth the Instruc^ōns, and yo^w will finde noe Contradic^ōn, though in all Na^ōns the Condi^ōns of Surrender haue been of an inuiolable nature & Credit In the Act for Encourageing and encrease of shiping and nauiga^ōn, it is said, or w^{ch} may hereafter belong unto, or be in the possession of his Majes^{ty} tie his &^c in Asia Africa or America in any other ships &^c but in such ships &^c or are of the built of and belonging &^c whereof the Mast^r &^c are English und^r the penalty &^c. In another Clause of the same Act it is said that from &^c whereof any stranger or strangers borne (unles such as be dennizens or naturalized) in which whole Act, there is still a regard had to America, and all the Territor^yes to his Ma^{ty} belonging or in his possession or which may hereafter belong unto, or be in the possession of his Ma^{ty} &^c, and I suppose from thence it may easily be deduct^d that his Ma^{ty} at the passing of that Act intended what he hath now brought to pass here, to reduce the dutch to his Obedience and wthout intention (as is exprest in the Instruc^ōns) to deprive them of trade wth other his Ma^{ty}es good subjects here, but on the Contrary his Ma^{ty} hath Authorized mee by treaty &^c and to receiue them as his subjects in America and by Consequence theire Vessells (also) are to be esteemed, That his Ma^{ty} doth Claime theise partes as his Auncient and unquestionable Territory & Dominion as appeares in his Ma^{ty}es Instruc^ōns (though lately reduc^t to his Obedience) which point cannot be deny^d without affirming that his Ma^{ty} hath inuaded the Dutch in theire proper Territory, and if granted, yo^w will read in the Act for p^uen^ōn of fraud &^c That a shipe or Vessell built here is an English Vessell, where t^{is} said that noe forraigne built ship (that is to say) not built in any of his Ma^{ty}es Dominions of Asia Africa, or America, refers still by way of Connex^ōn and Common Sence not Onely to former explana^ōns of Territor^yes, which may hereafter belong, or be in the possession of his Ma^{ty} in Asia &^c. but is further pursued in the same Chapter, saying it is to be understood that his Ma^{ty}es subjects of England Ireland and his planta^ōns are to be accompted English and no others, And I hope the Dutch here hauing Surrendred upon those termes and taken the Oath to his Ma^{ty} will beare that Character in any of his Ma^{ty}es Dominions, for it is plaine that his Ma^{ty} resum^d this place as belonging to hime though not in his po^{ss}ion, which words are frequent in all the Acts it does in the next place appeare that a lawfull Entry was made and admitted in the Office, which ought not to haue been to Ensnare One of his Ma^{ty}es subjects into an ensueing Arrest when his shipe was loaden, for in the aforesaid Act for Encouragem^t of shiping, it is enacted That if any Officer of the Customes shall &^c or if any person who is or shall be made Gouverno^r of any lands Island Planta^ōn or Territor^yes in Africa Asia or America by his Ma^{ty} his heires or successors shall Suffer any Forraigne built shipe or Vessell, to load or unload any

[p. 475]

[p. 476]

Goods &c, for if yo^w seeke to ensnare Jacob Backer and the Mast^r Liber B B
 the same Act will be in force for suffering him to make his Entry,
 to unload & load but I presse this as the weakest of all Arguments
 supposing I haue explained his Ma^{ties} Instrucōns and theire Agreem^t
 wth Acts of Parliament. I had almost forgott to answeare the Ob-
 jecōns which may arise from the Act for Encouragem^t of Trade,
 partly because I suppose enough is said to Argue that this place hath
 been allwayes Concluded in his Ma^{ties} Dominions, and now in his
 Majesties subjecōns and und^r Oath to his Ma^{tie} and partly because
 I onely finde in the thirde Paragraue of that Act, one seeming doubt
 or Objecōn where t^s is said noe Comodity of the growth producōn
 or manufacture of Europe, shall be imported into any land, Island
 Plantaōn &c but shall be bona fide and wthout fraud, Laden and
 shipped in England Wales or the towne of Berwick upon Tweed, and
 in English built shipping, all which Parragraue onely relates to shipes
 from Europe and cannot be applied to interdicting shipes of this
 place without denying liberty of trade in Maryland equally to the
 English of Boston or the Barbadoes, in the Close of which Para-
 graue where the Confiscaōn is diuided by thirds saying, the other
 thirde part to him or them who shall seize informe or sue for the
 same in any of his Ma^{ties} Courts, in such of the said lands Plantaōns
 &c. Giue me leaue to make an Objection not onely out of the Order
 of yo^r Court, but out of the whole Body of yo^r lawes, wherein his
 Ma^{tie} is not soe much as named, and truely herein I finde uariety of
 scruples, whereof I shall at p^rsent say noe more.

In the fourth Parragraue of the said Act for the better p^ruenōn
 of fraud &c, euery p^rson or p^rsons Inporting &c into any &c Planta-
 tōns, shall deliuer to the Gouverno^r &c or to such p^rson or Officer &c [p. 477]
 his or theire Names and Surnames &c and no ship or Vessell coming
 to any such &c shall lade or unlade any &c untill the Mast^r &c shall first
 haue made knowne to &c the arriuall &c and haue shewne &c or made
 good by producing a Certificate &c and nauigated and haue deliuered
 to such &c together wth the place &c und^r the Paine of &c all which
 relates still to shipes from Europe trading to any of his Ma^{ties} Plan-
 taōns, And yet Jacob Backer hath (as appears by his Certificate
 Vnd^r yo^r Officers hand) made the Entry of his Vessell and Goods,
 unloaded and loaded them, hath shewen his Certificate, that he is a
 subject of the King, in this his Ma^{ties} Plantaōn, and that all his
 Marriners are Inhabitants of this place, and are to enjoy th^e benifitt
 of the Articles, I doe uerily perswade my selfe, that after this full
 informaōn, yo^w will finde Cause to release the said Vessell & Goods
 and that yo^w will excuse my plainness and unskilfullnes in these
 matters hauing no other designe but of a right understanding be-
 tween Vs, and to make manifest my first posicon, That his Ma^{tie}
 by receiuing the dutch (as his unquestionable Territorys) into his
 Protection as his subjects, and aunient Dominion, hath had a ten-

Liber B B der regard to the Strength of all the Clauses in euery Act And that I haue not exceeded his Ma^{ties} Instruc^{cons}, or in any thing where unto I am deputed and Authorized by his Royall Highnes the Duke of York in this Collony, all which I recomend to yo^r serious Considera^{con} and remaine—
 To the Hono^{ble} the Gouverno^r Yo^r uery affec^{te} & faythfull seru^t
 the Chauncellour and Richard Nicolls
 Councell of the Prouince
 of Maryland att S^t
 Marys

[p. 478] These are to Certifye all whom it may concerne that the bearer hereof Derrick Jansen Smyth being an Inhabitant of this towne at the surrend^r thereof into my hands und^r his Ma^{ties} Obedience is to enjoy (as a ffree Dennizen of this place) all such iⁿmunityes and priuiledges as are Contained in the Articles, and amongst the rest, the benefitt of the 14th Article, declaring in manner following that
 (locus
 sigilli) (uizt) If any Dutch liuing here shall at any time desire to Trauaile or Trafficke into England, or any place or planta^{con}, in Obedience to his Ma^{tie} of England or wth the Indians hee shall haue (uppon his request to the Gouverno^r) a Certifficate that he is a ffree Dennizen of this place and Liberty to do so I do therefore hereby will and require all p^rsons that they p^rmitt and suffer the said Derrick Jansen Smyth to passe wth his sloop or Barke Called the red Sterne, about his ocasiones unto Vergenia, or any of the parts adjacent wthin his Ma^{ties} Dominions in America & there to receiue in freight or Merchandize, and to Traffick in such Comodities as are not prohibited and to returne wthout any manner of lett hinderance or molesta^{con} whatsoever. Giuen und^r my hand and seale att ffort James in New Yorke on the Isle of Manhatans this 28th day of September 1664—
 To all Officers both Military Richard Nicolls
 and Ciuill and whom else
 this may Concerne

These are to Certifye all whom it may Concerne That the Bearer hereof Jacob Baker being an Inhabitant of this towne att the surrender thereof into my handes under his Ma^{ties} Obedience is to enjoy (as a free Dennizen of this place) all such iⁿmunityes and priuiledges, as are Contained in the Articles, and amongst the rest, the benefitt
 [p. 479] of the 14th article declaring in manner following That (Vizt) If any Dutch liuing here shall at any time desire to trauaile or Traffick into
 (locus
 Sigill) England or any place or planta^{con} in Obedience to his Ma^{tie} of England or wth the Indians he shall haue (uppon his request to the Gouverno^r) a Certifficate that he is a free Dennizen of this place and Liberty to doe soe. I do therefore hereby will & require all persons, that they p^rmitt and suffer the said Jacob Baker to passe about his Occasionnes unto Virgenia or any of the parts adjacent, wthin his

Majesties Dominions in America And there to Trafficque in any Liber B B
 Merchandize not prohibited and to retorne wthout any manner of
 lett hinderance or Molesta^on whatsoever Giuen und^r my hand and
 seale at ffort James in New Yorke on the Isle of Manhatans this 26th
 day of Septemb^r 1664— Richard Nicolls

To all Officers both Military
 and Ciuill and whom else
 this may Concerne

After the foregoeing papers was read, and all Acts of Parliam^t
 tending thereto produc'd and per-us'd the Board thought it most Con-
 uenient to haue a Jury of 12 able p^rsons to go upon the merit^ts of
 the whole Bussiness, and Not that it should be wholly throwne upon
 the Gouverno^r and Councell, whereupon

Warr^t to sherriffe to impanell 12 able p^rsons to serue uppon a
 Iury-Re^t forthwith—

In the Interim Jacob Backer desires the informa^on may be read,
 which was, as in folio 397, and deliuered hime in writeing, being
 desired from the Board to put in his answe^re in writing to deliuer
 the Jury, being but yet Verbally giuen Which is as followeth, at the
 bottom of the informa^on (uizt) Jacob Baker in Defence of the
 aforesaid sloop^e pleads Not Guilty

Sherriffe returns his warr^t and warnes—

fforeman Cap ^t Thomas Mannynge	} Thomas Sprigg John Gittings George Yates Walter Hall Geo: Thompson Gasper Guerin }
Cap ^t Will ^m Burges	
Thomas Paine	
John Bayley	
John Abington	
Will ^m Hollingworth	

The Iury hauing their Charge deliuered them Whither Jacob [p. 480]
 Backer in defence of the said sloop^e be Guilty or not, both Acts of
 Parliam^t wth Generall Nicolls letter and the Certificat^es wth all papers
 being also deliuered into the Iury—

Who returns into Court and deliuers in their Virdict endorsed
 on the back side of the informa^on thus (Not Guilty) whereupon the
 said Backer & Derrick Janson Smyth are dismiss^t, and the sloop^e wth
 her Goods againe deliuered into their possession

Thomas Whyniard and Edward Ladd being Called to the Barre,
 but noe wittnesses coming in ags^t them, Proclama^on is made, that
 the prisoners stands uppon their deliue^ry, after 3 times pro-
 claim'd and noe p^rson appearing, it is Ordered they be Clear'd by
 Proclama^on

Liber B B John Holmwood Called to answer the Grand Jury their Inditem^t ags^t him as in folio 386, hee desires those depositiones in folio 456 may be read; after which the Board told him that they doe not accuse him for the death of his seru^t, but that he did not fullfill the law by a Causing a Jury of Inquest to ueiw the Corps, whereuppon he deliuers in his Answer in writeing on the back side of the Inditment

And the said John Holmewood defendeth himselfe and saith that he did send to the next Comm^r to informe him of the death of his said seruant, and that the said Comm^r did refuse to impannell any Jury to enquire of the death of his said seru^t, and for as much as Concernes his not appearing before the Comm^{rs} of Anne Arundell County he understandeth not that his Lōp will be thereof Answered, because he was at the day by the said Comm^{rs} appointed for his appearance in An Arundell County summoned by his lōps writt as a member of the last Assembly and did there appeare and uppon this he Joyneth issue &c.

No p^rson appearing ags^t the said Holmewood It is ordered he be Clear'd sine die—

Richard Collett p^{lt}
Richard Ackworth Defend^t } Neither appearing Retract'st—

[p. 481] M^r Attorney Generall acquaints the Gouverno^r & Councell of a person (to him informed) buryed and suspected murdered, uppon the dwelling plantacon of Elizabeth Greene Wherefore Ordered a Venere facias issue for the said Elizabeth ags^t the next Prouin^{all} Court, and Thomas Hughes subpened to testifie in the said bussiness—

John Browne and George Bradshaw being arrested at his Lōps suite to this Prouin^{all} Court, M^r Attorney Generall informes th^e Court that the wittnesses denyes to affirme upon Oath what they first alleadg'd, wherefore Ordered this Cause be retracted—

Christop^r Dobson p^{lt}
Abraham Wattson def^t } this Cause fall'n

Christopher Dobson Pft:
Jn^o Reynolds and Edward West Dft Retracted.

Christopher Dobson Pft }
John Reynolds Dft } ut supra

William Smyth Pft: } The p^{lt} sues as in his petⁿ in folio 447 and the
William Price Dft } def^{ts} Obligacon produc'd and read the board
desiring the def^{ts} answer in writeing which is as followeth—The

Def^t sayth in answere that the sume of Thirety thowsand pounds of tobacco is not forfeited, and put's himselfe uppon tryall to the Court— Liber B B

The Court Considering the Bond and petⁿ findes it not forfeited, untill the p^t susteynes damage by being security for the def^t Whereupon the p^t by his Attorney W^m Caluert Esq^r nonsuites their acc^{on}.

The Court adjourns till the afternoon

All mett as before except the Leiutenn^t Generall absent

The Hon^{ble} Philip Caluert Esq^r Chancello^r and now Judge in Co^{rt}

William Hollingworth P^t } The p^t now sues according last Order [p. 482]
 Thomas Wynne D^t } of Court in folio 406, superdus beinge
 seru'd, uide folio 437 wth the scire facias in folio 449, the errors being
 now read put in last Court by the p^t wth the petⁿ In folio 405 ags^t
 which the def^t is Ordered to put in his Objections, which are as
 followeth—

The Defendants Answer

- 1 Walter Pakes and William Price were Euidence as well as Hannah Lee—
- 2 Price was not then Concern'd being M^{rs} Lees Seruant—
- 3 That Act of Assembly is Concerning the forme of Proceedings at law and M^r Hollingworth Ought then to haue taken the advantage of it before hee Ioynd issue—

Put to the uote error or not

M^r Cowrsey error

M^r Brooke not

M^r White not

Coff Euans being formerly concern'd desires to be excus'd
 from giuing his note—

Chancello^r Error

Being equall uote and the Chancello^r as Judge It is Ordered that the Execu^{con} be respited and the meritts of the whole Cause giuen in and tryed by the next Assembly—

Edward Richardson p^t } Retracted—
 William Price Def^t }

John Norwood P^t } The p^t sues as in petⁿ folio 422, the def^t
 Tho: Hammond Def^t } puts in his Answer by his Attorney Thomas
 Nottley on the back side of the declara^{con} and pleads not Guilty and
 puts himselfe uppon the County for tryall—

This Cause being formerly Commenc'd, and the proceedings read as in folio 119, wherein is exprest the said tobacco to be receiued of Jn^o Hamond and not Tho: Hammond though paid away by his

Liber B B ffather Tho: Hammond, wherefore the defts^s Attorney Craues a non-suite preferring likewise his bill of Charges, but either denyed being the suite of the Lord Proprietary, as by the Board alleadg'd.

Ordered this Cause be Retracted And since Ordered that the Charge of the foregoing suite, the execucon thereof be respited till next Co^t

[p. 483] John Norwood Pft } This Cause respited till next Court that John William Dauies Deft } Norwood Come to proue his damages—

Know all men by these p^rsents that I John Norwood of Anne Arundell County gen^t doe Constitute Ordeine and appoynte my louing freinde John Gittings my true and lawfull Attorney to prosecute all persons in any Cause or Causes depending at the next Prouinciall Court. Wittnes my hand this 7th day of ffebruary 1664

Wittnes

John Norwood

Fran: Jackson

Luke Barber.

William Cole pft } Retracted
William Price Deft }

William Price & Hannah his wife, being arrested att his Lōps suite for the p^rformance of the said Hannahs Obleigm^t for the Couering the state howse att S^t Marys according to the Act of Assembly, the said William making his appearance the said Hannah being not able to trauaile soe farre—The abouesaid Act being read wherein the said Hannah doth Obleige her selfe to Couer the house aforesaid—

Wherefore Judgm^t of the Board is that the said William Price doe forthwith Couer the state howse at s^t Marys or lye in the sherriffes Custody till he doth giue good security to them that doth or shall soe Couer the said howse—

Reymond Staplefort and Humphery Jones being arrested at his lōps suite to this Court uppon suspicion of breaking open John Bayleys store and takeing seuerall Goods from thence but the wittnesses not appearing on the behalfe of the Lord Proprietary,

Ordered it be respited untill next Court And that the said Staplefort & Jones doe giue in sufficient Security or in the sherriffes hands to lye untill the said security bee soe giuen in, to appeare at the next Prouin^{all} Court in person to answere what shall be objected ags^t them on behalfe of the L^d Proprietary

[p. 484] William Hollingworth Pft } the Bill in Chancery by the pft pre-William & Hannah Price Deft } ferr'd, being read, as in fo: 459 the said Hannah being indispos'd in health and not able to trauaile

Ordered therefore that a dedimus Potestatum be sent to some fitt p^rsons to take her answere (in writeing uppon Oath) to the said bill

in Chancery and sent downe to the Office ags^t the next Prouin^{all} Court Liber B B
And further Ordered that the said William Price doe put in his An-
swere to the said bill tomorrow morning—

The Court adjourns till 9 of the Clock tomorrow morning
Mett on March the 3^d The Chancello^r & deputy Leiuenn^t, M^r Henry
Cowrsey and Coff: Will^m Euans—

William Price deliuers into Court his answere to the Bill in Chan-
cery ags^t him preferr'd by W^m Hollingworth according to the Order
that yesterday past, as followeth

To the honno^{ble} the Gouverno^r and Councell of the High Court of
Chancery of Maryland

The Answere of W^m Price Defend^t ags^t William Hollingworth
Complainant

That he knowes there was dealings betweene his wife and the
Complainant.

That to the best of his knowledge he neuer saw any such specialty
of three thowsand three hundred and seauen p^{nds} of tobacco as the
Complainant saith he had und^r his wifes hand

That he neuer had any fraudulent Intent to wrong the Complain-
ant But is & shall be ready to defray his debt to the Complain^t (if
any due)

That as soone as his wife Hannah Price hath put in her Answere
He will Come to issue wth the Complayn^t without any further
trouble— William Price

Ordered this Cause be respited till next Prouin^{all} Court, then the
said Hannah her Answere to the said Bill to be put in as by the Ord^r
abouemen^{tioned}

John Gittings the Attorney	} The p ^{lt} sues as in pet ⁿ 448, the def ^t [p. 485]
of Thomas Browne p ^{lt}	
Barnaby Jackson the Attorney	

of Robert Peyton def^t } any assits in his handes of Robert
Peytons, and thereupon throwes up
his letter of Attorney before the Board, relinquishing his said Attur-
neyshipe—the p^{lt} by his Attorney then Craues attachm^t ags^t the Estate
of the said Robert Peyton, which was by the Board Granted—

M^r Thomas Dent High sherriffe of s^t Marys County and Daniel
Jenifer C^{lke} of the Prouinciall Court desires this Honno^{ble} Board
to Order how and by whome the ffees due to the said Dent and
Jenifer must be satisfi^{yed}, in that suite lately depending betweene
William Hollingworth and Thomas Wynne—

Ordered that each p^rson soe employing the saide sherriffe and C^{lke}
shall satisfi^ye, what charge soe by them seuerally made—

Liber B B

M^r White and M^r Brooks takes their Seats

Alexander D'hyniosa p^{lt} } the p^{lt} sues as in petⁿ folio 419 the deft
 Coff: Nath: Vtie Deft } denying that euer hee tooke the tobacco
 p^r force but wth the Consent of the said Morgan. Some wittnesses
 being in this Cause wanting it is deferr'd till next Prouinciall Court,
 and the said D'hyniosa now departing the Country, his Oath is de-
 sired to be left behinde concerning some more of his the said Vtyes
 contemptuous and scandalous words uttered by him ags^t his Lō^{ps}
 rule & Gouvernm^t here, which is as followeth—

Alexand^r D'hynoyossa late Gouverno^r of New Amstell aged 35
 yeares or thereabouts maketh Oath—

That he was in the howse of Coff Nathaniell Vtie and told him it
 would doe better for hime to deliuer this deponant his tobacco againe,
 which he had disposed off, after hee this depon^t had receiued and
 marked it wth his owne proper marke, which was Contrary to the
 law of this Country, And the said Nathaniell Vtie answered this
 depon^t twice he knew uery well what Country he was in, to which
 this depon^t answered and I know uery well in what Country I am,
 and the thirde time Coff: Vtie replied I knowe uery well I am in the
 Kings Country, to which this depon^t reply'd, but that notwithstand-
 ing in the Jurisdic^{con} of my Lord Baltemore, to which the said Vtye
 reply'd, my Lord has lost the thirde parte of his Country allready
 [p. 486] That is Delaware & the whole Kill and it may be will loose the other
 two partes too, then this depon^t asked him for what reason and he
 said my Lord hath allwayes writt himselfe Absolute Lord and Prop-
 riet^r of this prouince, he is no Absolute Lord the King is Absolute
 Lord, I answered him yo^w doe not know what yo^w speake, in the
 time when yo^w were in Comm^{con} for Josias ffendall to demand the
 towne att Delaware yo^w proposed to us that my Lord was a souer-
 aigne Lord & a little while afterwards yo^w Resolued to turne out yo^r
 soueraigne Lord wth Josias ffendall and yet my Lord has pardoned
 yo^w and now yo^w see some oppertunity to affront my Lord againe
 yo^w turne Coate Once more, afterwards I told hime that he would
 doe well to deliuer me my tobaccoe againe by reason it was markt
 and receiue by mee the deponant if soe be yo^w will not yo^w will haue
 trouble about this bussinesse, he answered laughing at it what he had
 done was by Order from the King and that he had past his bill of
 sale to Abraham Morgan for the Negro in the name of his Ma^{tie} and
 as his Ma^{ties} Attorney he was forct to looke after his Interest and
 that he knew the Nigro was stole out of the fforte after S^r Robert
 Carre had sold him to Hanns Block I answered him that it would
 neuer be prou'd this negro was in the fforte, but that he was a Negro
 properly belonging to mee the Depon^t and that he was deliuered me
 by Peter Aldrick 3 weekes after the fforte was taken by the English
 to which the said Vtye reply'd that he knew better, and that S^r Robert

was resolved to send souldiers to fetch mee the depon^t & Abraham Morgan and to punish Abraham Morgan as theife, To which I answered that I was ffree from S^r Robert hauing a passe to passe through any of his Mat^{ies} dominions acting nothing against his Mat^{ies} Interest and that S^r Robert had nothing to doe here in Maryland, Coff Vtye answered that they had theire Comm^{con} from his Mat^{ie} I answered that my Lord had allsoe his Comm^{con} from his Mat^{ie} Coff Vtye answered that there was a greate difference betweene my Lord and Coff Nicolls for Coff Nicolls was Leiutenn^t Generall of all these p^{ts} of America that he had seen his Comm^{on} and all his papers, and that he had letters and Instruc^{cons} from Coff Nicolls and S^r Robert Carre to speake wth the Leiutenn^t Generall here, he must goe Necessaryly to S^t Marys but he had greate Bussiness there, he was not afraid of the Leiutenn^t Generall twas now his time to looke his Enemyes in the face, and for what Concern'd the warr^t [p. 487] from M^r Cowrsey he would not Obey it, besides that he had noe time to goe downe to s^t Marys at p^{re}sent for he must of Necessity goe to Delaware for S^r Robert stay'd for him and that he must carry that booke, hee askt him what booke it was, He told me it was the lawes of Maryland and this deponant tooke the Booke and lookt into it and found it To be soe, & further saith not

Juravit 7th January 1664

Alexander D'hinoyossa

Coram me Philip Caluert

Sworn in Open Court

the 3^d March 1664/5

Daniel Jenifer C^lke

Ordered that Coff Nathaniell Vtje be taken into the Sherriffe Custody and finde sufficient security for his good behauiour till the next Prouinciall Court then to make his appearance to answere what shall be further objected ags^t him

To the hon^{ble} Gouverno^r and Councell

The humble petⁿ of Barnaby Jackson Sheweth

That whereas yo^r pet^r did take into his howse one Samu^{el} Cooper sonn of Sampson Cooper deceased who was of yo^r pet^{rs} former acquaintance and neer Countryman for whose sake I did promise his aforesaid sonne he making Complaint to mee that he was like to be uery much wronged of w^t his father had left him the which was left in the handes of Hugh Lee dec^d whose relict or widd^w being now the wife of William Price did deny and disowne that there was any Estate of Coopers left in his or her possession and the said Cooper being but a youth and not hauing wherewithall to Commence a suite in law for the recouery of his right desireing yo^r pet^r to assist him and that he would pay yo^r pet^r what Charge yo^r pet^r should be out concerning his bussiness, Now soe it is that yo^r pet^r being of a greate

Liber B B age and findeing himselfe unfitt for such troubles and the aforesaid Cooper neglecting the aduice of yo^r pet^r doth wholly associate himselfe with the aforesaid Price wthout either the aduice or Assent of yo^r pet^r the which yo^r pet^r doth suppose to be uery inconuenient and prejudiciall to the issue of his bussines wherfore yo^r pet^r Doth humbly desire this Hon^{ble} Court that yo^w will be pleased to release [p. 488] yo^r petitioner of his trouble and Assigne unto the youth some more fitt to undertake his Bussines or that yo^w will soe assist him und^r yo^r Honno^{rs} Protections as yo^w shall finde most Conuenient to his Condiçon and that yo^r Honno^{rs} will be pleased to take the Charges of yo^r pet^r into yo^r Consideraçon and grant me Order therefore as yo^r Honno^{rs} wisdomes shall see Conuenient And yo^r pet^r shall euer pray &^c—

Samuell Cooper Debt ^r		th tols:
One suite of Clothes	116	
One Lockeram shirte	33	
One blew shirte	25	
One paire of plaine shooes.....	30	
One paire of wosted stockins.....	30	
One paire of Irish stockings.....	11	
One weeding hoe	20	
a boate and a man.....	350	
To M ^r Gittings	400	
for my diet 3 barrills of Corne.....	600	
One paire of Conuas drawers.....	11	
for a suite of Clothes trimming and making.....	115	
for the witnesses from Chiconone.....	200	
my owne Charge and expence in following the seuerall Courts	240	
I leaue to Consideraçon		
for leauyes	56	
	2237	
	More	30
	2267	

Samuell Cooper being then Call'd to the Board to see if the abouesaid accompt be right and Just who said it was, the Court then askt him who he would Choose for another Guardian, Who made Choice of Walter Beane in Charles County Wherefore Ordered that Walter Beane doe come downe to S^t Marys within One Month and finde security according to Act of Assembly, Entituled an Act for the p^rseruaçon of Orphans Estates, Further Ordered That the abouesaid accompt of Two Thowsand Two hundred sixty seauen pounds of tobaccoe bee allowed the said Barnaby Jackson out of the Orphans Estate being that fiteene thowsand to be paid by Will^m Smyth, allsoe

ordered all C^tks & sherriffes ffces be allsoe out of the said tobacco Liber B B
paid that hath or shall accrue in any of the suites Concerning the
p^rmisses

To The Honno^{ble} Gouverno^r and Councell

[p. 489]

The humble petⁿ of Marmaduke Snow Sheweth

That yo^r pet^r hath obtayned Order ags^t M^r Thomas Gerrard for
the sume of One thowsand pounds of sterling, Now soitis, that the
sher^r. hath Executed but 299^{lb}: 11^s: 3½^d besides the sher^r. hath
Executed the lands of the s^d Gerrard but hath not appraysed them
nor deliuered the said lands to yo^r pet^r.

Wherefore the p^rmisses Considered he humbly Craues Order of
this Court that they will be pleased to grant a warr^t to apprayse the
said land and the same to deliuer to yo^r pet^r soe that he may be possesst
of his full right according to his former Order, And he shall pray &^c—

The sherriffe returnes written on the back side of the former execu^{cion}
thus—Executed to the uallue of Two hundred ninety nine
pounds Eleauen shillings three Pence halfe penny dated this 3^d May
1664

Tho: Dent

Whereas the sherriffe hath deliuered in to what uallue he hath
Executed upon M^r Gerrards Estate and not finding any more p^rsonall
Estate to perfect that Execu^{cion} for one thowsand pounds sterling—

It is therefore Ordered that the Land of M^r Thomas Gerrard bee
Extended and appraysed unless hee the said Gerrard doe produce a
p^rsonall Estate to Complete the remainder of the said Execu^{cion} of
1000^{lb} sterling being £700: 8: 8½.

To the Rig^t Honno^{ble} the Gouverno^r & Councell

The humble petⁿ of John Grammer sheweth

That yo^r pet^r hath been a prisoner near eight months to his greate
da^mage and trouble—He therefore prayeth that he may be discharged
no Cause to the Contrary appearinge And hee shall euer pray

Vppon the aboue men^{tioned} petⁿ Proclama^{cion} in Court was three
times made that the prisoner John Grammer stood uppon his Deliue^r
rance noe p^rson appearing ags^t him It is Ordered that John Grammer
be Cleare & freed from * *

Gasper Guerin p^{lt} } this Cause throwne out of Co^{rt} the uallue [p. 490]
John Harrington deft } being und^r fiftene hundred pounds of to-
bacco, as in Act of Assembly is exprest

John Harrington p^{lt} } This Cause being the uallue of 900^{lb} tob: as in
Gasper Guerin deft } the other Cause ut supra Therefore throwne
out of Court as aboue

Liber B B. To the honno^{ble} Governo^r and Councell

The humble petⁿ of Jn^o Grammer Sheweth

That yo^r pet^r is become bound wth Patrick Due for keeping his Lōps peace, Now yo^r pet^r desires yo^r Honno^{rs} to quitt from the Obligacon soe bound in hauing p^rformed his part according to the tenor thereof And yo^r pet^r (as in duty bound) shall pray &^c.

Ordered uppon the abouemenconed petition that John Grammer be freed from his Obligacon bound in wth Patrick Dew being perfected &^c.

John Bayley tds summons in Co^{rt} for Jonathan Rainsford & Richard Bayley to testifye &^c in a Cause inter his Lordsp and Reymond Staplefort

To the Right Honno^{ble} the Governo^r and Councell of Maryland

The humble petⁿ of Francis Armstrong sheweth

That whereas yo^r pet^r in his extremity of sickness being troubled wth a uiolent ffeauor in soe much as related to lunacy was p^rtendedly arrested in the night late And therein did Act what he now being in his sences alltogether disownes—

Now soe it is may it please yo^r Honno^{rs} that wittingly he being Capable neuer did attempte any thinge Contrary to power but being allwayes insensible in such distempers did act as they say what he knowes not, Therefore the p^rmisses Considered and his allegacons appearing true by prooffe if requirend He refers himselfe to yo^r Honno^{rs} and to That Judgm^t will submitt And pray &^c—

[p. 491] Vppon the foregoing petⁿ Francis Armstrong is discharg'd, there Coming in noe p^rson to alleadg any thinge ags^t him—

George Goodrick hauing formerly Obtain'd an execucon ags^t the Estate of Edward Prescott, which said Execucon was to the sheriffe of Charles County sent but in the way miscarried and lost, he now therefore Craues Order of this Board for another Execucon to issue, the Clarke denying any more wthout Order The Board not allowing another Execucon ags^t the said Estate but that a scire facias doe issue forthwth to giue the said Prescotts Attorney notice to appeare by himselfe or Attorney att the next Prouin^{all} Court to defend the said Estate and to shew Cause (if Any he haue) why Execucon should not issue, if noe appearance soe made Then Execucon immediately to issue ags^t the s^d Estate .

Henry Hudson p^{lt} } The def^{ts} Attorney M^r Tho: Nottley ac-
 Dauid Anderson def^t } quainted the Board that the whole bussiness
 is left to him the said Nottley and Cap^t Josias ffendall, therefore
 wthdrawne

Andrew Skinner p^{lt} } The def^t being indisposed in Body as by his Liber B B
 Richard Collett def^t } letter to M^r Anderton did appeare Ordered that
 this Cause be respited till the next Prouin^{all} Court then the def^t by
 himselfe or Attorney to appeare and abide Judgm^t of Court therein

The sherriffe of Caluert County returnes his writt of attachm^t
 ags^t John Salesbury on behalfe of John Abington and thus written
 uppon


Executed in part p̄ mee Geo: Lingan deputy sheř. of Caluert
 County George Lingan

Reymond Staplefort dem^{ds} summons for Francis Jackson Thomas [p. 492]
 Campire Elizabeth ffreeman Nicholas Brewer William Jones
 Humphery Jones John Stanley to appeare this p^rsent Prouin^{all} Court
 & testifye in a Cause depending betwixt the Rig^t Honno^{ble} the Lord
 Propriet^r and the said Staplefort—

On the backside of a pattent formerly granted Marks Pheypo for
 One hundred & twenty acres (Called the Croft) was this Assignm^t
 following

These p^rsents shall testifye that I marks Pheypo in the Prouince
 of Maryland in S^t Michaells Hundred, doe Assigne and deliuer unto
 Francis Mogge and Janus Colman of the same prouince aforesaid
 planters to them theire heires Executors Administrato^{rs} or Assignes
 all my right title and Interest of this patten to haue & to hold foreuer,
 and I the said Marks will warr^t it from all Just Claimes as wittnes
 my hand this 18th 1660 Marks Pheypo

Wittnes

the marke of
 Nic^o X Rawlings
 the marke of
 Dinel  Ketting

Then followes this Assignm^t

These p^rsents shall testifye that I Ellis Coleman doe Assigne and
 make Ouer all my Rig^t Title and Interest of this pattent unto Gasper
 Guerin his heires Executors Administrato^r & Assignes for euer as
 wittnes my hand this 24th ffeb: 1661 Ellis Colman

Wittnes

Nicholas Gwyther
 John Metcalfe

Gasper Guerin Came in Court on the thirde of March 1664 and
 made Ouer the whole right title and Interest of hime his heires
 Executo^{rs} & Administrat^{rs} of the said 120 acres of land abouespeci-
 fyed unto John Daues his heires and Assignes for euer wth the pat-
 tent thereof Daniel Jenifer Clike

Liber B B This Indenture made the 24th day of ffebruary in the yeare of Our Lord God 1664, between Francis Armstrong of the Clifts in Caluert County plant^r and Frances Armstrong his wife of the One part and John Neuill of the Clifts in Caluert County Plant^r of the Other part wittneseth that the said ffrancis Armstrong and ffrances Armstrong haue Clearly Bargained and sould and by these p'sents Clearly bargaineth and selleth to the said John Neuill ffour hundred
 [p. 493] acres of land Containined in 2 pattents Called Gunby and Cold Kirby lying upon the Clifts in Caluert County, saueing to John Elly a parcell of land of about fifty acres out of the said ffour Hundred (for which the said Elly hath a bill of sale) wth all and singular the purtenañces howsinge ffencing Gardens and twenty great Apple trees and what Other proffitts which he the said Armstrong or any Other p'son or p'sons to his use hath haue or had in the said ffour hundred acres of land, To haue and to hold the said 400 acres of land wth the apurtenañces from him the said Francis Armstrong & Frances Armstrong his wife and theire heires to the said Jn^e Neuill and his heires for euermore, And further the s^d Armstronge Couenanteth and Granteth and alsoe warranteth that he hath lawfull power and Authority to Bargaine and sell the p'misses to the said Neuill and his heires as aforesaid, free'd and acquitted and att all tymes hereafter discharged by the said Armstrong of and from all manner of former and other Bargaines Grants Sales Trusts forfeitures Joynters Dowers Surrenders Judgm^{ts} Execucon and of and from all other titles troubles incumbrances quitt Rents whatsoever and at all times hereafter at request had and made by the said Neuill to the said Armstrong he shall giue more assurance or assurances as by the Councell learned in the law shall be aduised deuised or Required for the more Absolute and perfect Surety and Sure making of all and singuler the aboue written land and euery part and parcell thereof unto the said Neuill and his heires for Euer, In Consideracon of thirety Eight Thowsand pounds of tobacco and Caske to be paid by the said Neuill to the said Armstrong as by seuerall bills bearing date wth the date hereof from the said Neuill to the s^d Armstrong more att large appeares. In wittnes whereof wee haue hereunto sett our hands and seales the day and yeare aboue written

Read sealed & deliuered

marke

In the p'sence of

ffrancis ff A Armstrong Seale

Tho: Mannyng

ffrances F A Armstrong Seale

Jos: Horsley

marke

The foregoeing Conueyance was in Open Court Acknowledged by Francis Armstrong as his Act and deed to John Neuill—

Daniel Jenifer Clke

[p. 494] Know all men by these p'sents that I John Neuill of the Clifts in Caluert County Plant^r doe acknowledge my selfe to be endedbted to


Francis Armstrong of the Clifts in Caluert County Plant^r his heires Liber B B
 Executo^{rs} Administrato^{rs} and Assignes the full and Just sume of
 ffifty thowsand pounds of good Tobacco and Caske and for the true
 & sure paym^t thereof I doe firmly binde my selfe my heires Execu-
 to^{rs} Administrato^{rs} and Assignes firmly by these p^rsents wittnes my
 hand and seale this 24th January 1664/5

The Condiçon of this Obligaçon is that if the aboue bound John
 Neuill doe well & truely pay unto ffrancis Armstrong his heires Exec-
 uto^{rs} Administrators and Assignes the Just sume of thirety Eight
 thowsand pounds of good tobacco and Caske as by seauen bills from
 the said Neuill to the said Armstrong bearing date wth the date
 hereof more at large appeares then this Obligaçon to be uoid and of
 none Effect Otherwise to stand in full force effect and uertue

Sealed & deliuered in the
 p^rsence of

Tho: Mannynge

Jos: Horsley

his
 Johnn  Neuill seal
 marke

the abouesaid Obligaçon was on
 the 3^d March 1664 in open Court
 acknowledged by John Neuill as
 his Act and deed

Daniel Jenifer Clke

Know all men by these p^rsents that I ffrancis Armstrong of the
 Clifts in Caluert County plant^r doe acknowledge my selfe to be en-
 debted to John Neuill of the Clifts in Caluert County Plant^r his heires
 Executors Administrato^{rs} & Assignes the ffull and Just sume of
 ffifty thowsand pounds of good tobacco and Caske, and for the true
 and sure paym^t thereof I doe bynde my selfe my heires Executors
 Administr^{rs} and Assignes firmly by these p^rsents wittnes my hand
 and seale the 24th January 1664/5

The Condiçon of this Obligaçon is that if the aboue bound Francis
 Armstrong doe saue and keep harmless Jn^o Neuill and that he does
 peaceably injoy to hime and his heires for euer a parcell of land Con-
 teyning ffowre Hundred acres of land uppon the Clifts being in two
 pattents Called Gunsby and Cold Kirby as by a bill of sale und^r
 the said ffrancis Armstrongs hand and seale bearing date wth the
 date hereof, then this obligaçon to be uoyd and of none Effect Other-
 wise to stand in full force and uertue

Sealed & deliuered in the
 p^rsence of

Tho: Mannynge

Jos: Horsley

marke

Francis ff A Armstrong Seale
 the abouesaid Obligaçon was on
 the 3^d March 1664 in open Co^{rt}
 acknowledged by Fran: Arm-
 strong as his Act and deed

Daniel Jenifer Clke

Liber B B
[p. 495] On the back side of a pattent bearing date the 5th day of January in the 28 yeare of his Lordšps Dominion anno 1659 Granted to Robert Jones for 600 acres of land Called Iske lying on the East side of Chesepiake Bay and on the north side of a riuer in the said Bay Called Chester Riuer was this assignm^t (uiz^t)

I Robert Jones liuing in St Georges Hundred in the prouince of Maryland doe Assigne all my right title and Interest of the within said pattent unto John Pickering of the City of Bristol salter as wittnes my hand this 19th day of January 1664

Wittnes

William Willett

Gasper Taylor

Rob^t R^E Jones

his marke

This Indenture made the first day of March in the yeare of Our Lord God 1664 Betweene Robert Jones & Sarah his wife of s^t Georges Hundred in the prouince of Maryland of the One party and John Pickering of the City of Bristoll salter of the other party Wittnesseth that the said Robert Jones and Sarah his wife for a ualuable Consideraçon in hand allready receiued by them the said Robert Jones and Sarah his wife from the said Pickering, Haue granted Bargained sold Alienated infeoffed and Confirmed and by theis p^rsents for themselues theire Heires Executo^{rs} Administrato^{rs} and Assignes, Doe grant Bargaine sell Alienate infeoffe and Confirme unto the said John Pickering his heires Executo^{rs} Administrato^{rs} and Assignes, All that parcell of land Called Iske lying on the East side of Chesepiake Bay and on the North side of a riuer in the said Bay called Chester riuer, beginning att a markt Cedar tree standing uppon a point by a marsh running North west by the riuer side for breadth 300 perches to a markt Oake uppon a point bounding on the East by a line drawne southwest from the said Oke for length 320 perches On the North by a line drawne south East from the end of the south west line for breadth 300 perches On the west by a line drawne North East from the end of the south East line unto the first markt Cedar On the south by the said riuer, Conteyning and now laid out for six hundred acres more or lesse With all Edifices, Howses, proffitts, Patents writeings Comodities and Heriditam^{ts} to the same belonging or in any wise appertaining And all the Estate right title Interest Claime and demand w^tsoever they they the said Robert Jones and Sarah his wife haue of & in to the said six hundred acres aforesaid and any part or parcell thereof by uertue of any Grant Bargaine or Sale heretofore made to them the said Robert Jones and Sarah his wife by any p^rson or p^rsons whatsoever To haue and to hould the


[p. 496] said Six hundred acres of land and euery part and parcell thereof unto the said John Pickering his heires Executo^{rs} Administra^{rs} and Assignes to the onely proper Vse and behoofe of the said John Pickering his heires and Assignes for euer freed acquitted and at all times

hereafter discharged by them the said Robert Jones and Sarah his wife of and from all and all manner of former and Other Bargaines, Grants, sales leases forfeitures Joyntures Dowryes Surrenders Judgments Execucons and of and from all other titles troubles & incumbrances whatsoever and at all time and times hereafter att request had and made to them the said Robert Jones and Sarah his wife more Assurance and Assurances by the Councell learned in the law of the said John Pickering shall be aduised deuised or required for the more Absolute and perfect Surety and Sure making of all and Singuler the said six hundred acres of land & euery part and parcell thereof unto the said John Pickeringe his Executo^{rs} heires Administrato^{rs} and Assignes for euer In Confirmacon thereof the said Robert Jones and Sarah his wife doe hereunto sett their handes and seales the day and yeare aboue written

Signed sealed & deliuered

the marke of


In the p^rsence of

Robert  Jones Seale

Rob: Prowse

the marke of

Edward Sauage

Sarah  Jones Seale

The foregoing Conueyance was in open Court on the 2^d March 1664/5 by Rob^t Jones and Sarah his wife acknowledged as their Act and deed to John Pickering and his heires for Euer—

Daniel Jenifer C^lke

27 $\frac{3}{m}$ 64

Comand Robert Jones and Sarah his wife that Justly &c they keepe wth John Pickering of the City of Bristol salter the Couenant &c of a parcell of land of six hundred acres menconed in a pattent granted the said Rob^t Jones bearing date the fifth of January 1659 and signed by Josias ffendall Esq^r then Gouverno^r of this prouince und^r the Right Honno^{ble} the Lord Proprietary thereof remayning on Record appeares

Charles Caluert

And the finall Concord betweene the partyes aforementioned is that the said 600 acres (wth all the Edifices thereon) the said Robert Jones haue acknowledged to be the right of the aforesaid John Pickering as those of the said John Pickering haue of the Guift of the said Robert Jones and the same he hath Remised and quitt Claimed from him and his heires to the s^d John Pickering and his heires for euer and further the said Robert Jones haue granted for him and the heires of the said Robert Jones that he will warrant to the said John Pickering and his heires the aforesaid Six hundred acres of land wth the appurtenances ags^t him the said Rob^t Jones and the heires of the said Robert Jones for euer, And for this remise Release and quitt Claime the aforesaid Jn^o Pickering hath giuen the sume of fñue thousand pounds of tobaccoe

Acknowledged In Open Court
the second March 1664/5

Liber B B On the back side of an Indenture from Francis Armstrong & Frances his wife to Cap^t Thomas Mannynge and John Ingram for 200 acres of land in Tradauen Creeke as in folio 350 the said Conueyance is entred is this Assignm^t as followeth

The 24th day of Decemb^r 1664/5

Know all men by these p^rsents that wee Cap^t Thomas Mannynge of Caluert County and John Ingram of Talbot County doe Wholely and solely Assignne this enclosed Bill of sale from Vs & Our heires unto John Edmondson and his heires & Assignes for Euer, as wittnes Our handes and seales the day & yeare aboue written, but from noe Other p^rsons if they cann lay any Claime or tytyle by uertue of any former grant or pattent

Test Andrew Cooke

John Edwards

Thos Mannynge seale

John Ingrvm Seale

Know all men by these p^rsents that I John Ingram doe for me & my heires for euer Assignne all my right title and Intrest of two hundred acres of land lying in Tradauant and bought in partner^{sh}p betweene me and Thomas Mannynge of the Clifts of Francis Armstrong unto John Edmondson and his heyres for euermore In Considera^{ti}on I haue not tobacco to pay the said Armstrong for the s^d land In wittnes whereof I haue hereunto set my hand and seale this 7th Nouember 1664

John Ingrvm Seale

Wittnes

Tho: Mannynge

the marke of

Peter P S Sarfranx

I doe appoint my louing freinde Fran: Armstrong to be my lawfull Attorney to acknowledge the aboue written wittnes my hand & seale the 7th Nouember 1664

John Ingrvm Seale

Wittnes Tho: Mannynge

Pet^r P S Sarfranx

Cap^t Thomas Mannynge and John Ingram by o^r Attorney Fra: Armstrong acknowledgeth in open Court the 2^d march 1664 theire whole right title & Intrest of the said Conueyance for 200 acres to John Edmondson and his heires for Euer

Daniel Jenifer Ctke

[p. 498] To all persons to whome these p^rsents shall come Greeting Know yee that whereas the Rig^t Honno^{ble} Cecilius absolute Lord and Proprietary of the prouinces of Maryland and Aualon Lord Baron of Baltimore &^c did amongst other thinges Grant unto John Smyth William Robinson and George Watts of Vergenia planters a tract of land wthin this prouince of Maryland and lying in Talbott County wthin the said prouince and on the north side of a riuer in the said

County Called Choptanck Riuer and on the East side of the south Liber B B
 branch of a Creeke in the said riuer Called S^t Michaelles Creeke And
 that M^r Robert Skinner of the Citty of Bristoll Merchant hath bought
 and purchaced of the abouesaid John Smyth and William Robinson
 theire parts and parcells of the said land being two thirds of the said
 land, Now Further know yee that wee the abouesaid George Watts
 and Robert Skinner for the auoiding of Contention which might
 hereafter arise about the deuiding the said land haue caused the said
 land to be deuided, wth the Mutuall Consent of both partyes as fol-
 loweth (uizt) George Watts part being one thirde of the said land
 to begin at the first bound tree of the said land and to runn up the
 branch for breadth to a markt white Oake att the head of a ualley
 neer the branch side and to runn from the said Oke south East for
 length into the woods the whole length of the land and Robert Skin-
 ners part being two thirds to runn from the aforesaid white Oake
 up the branch unto a marked Oke neer the head of the branch being
 the uppermost bound tree of the said Deuidend of land and to runn
 the whole length of the land south East into the woods and this deu-
 sion soe made by Vs wth our Mutuall Consent to be irreuocable in
 law In wittnes whereof wee the said Robert Skinner and George
 Watts haue sett to both Our handes & seales the eighteenth day of
 February 1664

Signed sealed & deliuered
 In the p^rsence of Vs
 Andrew Skinner
 Henry Parker

Robert Skinner Seale
 marke
 George GW Watts seale
 and seale

Know all men by these p^rsents that I John Smyth of Nominy in
 the County of Westmerland in Virgenia doe Constitute and appoint
 my louing freinde W^m Smyth of the Prouince of Maryland Carpen-
 ter my true & lawfull Attorney for me and in my name to acknowl-
 edge unto M^r Robert Skinner of Bristoll merchant in the Prouin^{all}
 Court of Maryland my full & whole part and share of Eleauen hun-
 dred acres of land as by my assignm^t upon the pattent will appeare
 Giuing and Granting unto my said Attorney as full power as any [p. 499]
 Attorney haue or ought to haue, and whatsoeuer my said Attorney
 shall lawfully doe or Cause to be done in and about the p^rmisses, I doe
 by these p^rsents Ratifye allow and stablish In wittnes whereof I haue
 hereto sett my hand and seale the 24th day of January 1664—

Testes

John Smyth Seale

Augustine Hull
 John I Chase
 his marke

By uertue of the foregoeing letter of Attorney Will^m Smyth the
 party impowred did on the 2^d March 1664/5 in Open Court acknowl-
 edge on the behalfe of John Smyth unto Robert Skinner all his the

Liber B B said Johns right title and Interest in and to the said part of the s^d Johns parcell of land as before is exprest (p̄ Contra) unto him the said Robert Skinner and his heires for euer

Daniel Jenifer Clike

27-³/_m-64

January 24th 1664

Laid out for Francis Jackson of this prouince Gentⁿ by Assignm^t of the Honno^{ble} Philip Caluert Esq a parcell of land called Thornton lying in Talbotts County on the North side of Chester Riuer and on the East side of a Creeke called Morgans Creeke beginning att a marked Oake standing on a sandy poynt and running for breadth North East up the Creeke ffowre hundred perches to a marked white Oke standing by a branch side aboue the head of the Creeke bounded on the East by a line drawne south East from the said Oke ffowre hundred perches on the south by a line drawne south west from the end of the south East line for breadth foure hundred perches on the west by a line drawne north west from the end of the south west line foure hundred perches unto the first markt Oke on the north by the Creeke Contayning and now laid out for One Thowsand acres more or lesse To be held of the manno^r of Baltemore

p̄ mee And^w Skinner dep^t suruey^r

To the Rig^t Honn^{ble} the Gouverno^r and Councell of Maryland

[p. 500] Francis Jackson humbly desireth that the wthin written Certifficate (meaning the abouesaid Certifficate) Bee assigned to Andrew Cooke and that a Pattent bee Granted to Andrew Cooke for the said land in Consideraçon that I the said Francis Jackson haue in hand receiued of the said Andrew Cooke the sume of ffine thowsand pounds of tobaccoe for the said land—

ffra : Jackson

Acknowledged before mee

this 3^d of March 1664

Philip Calvert

This Indenture made the tenth day of August in the yeare of Our Lord God 1661 Betweene William Caluert of Caluerts Rest in the County of S^t Marys Esq of the One partie and Richard Russell in the Manno^r of S^t Michaells in the said County of S^t Marys on the other partie, Wittneseth that the said Will^m Caluert for diuers good Causes and Consideraçons him thereunto especially mouing Hath for euer sold demised granted and to farme letten, And by these p^rsents doth for euer sell demise grant and to farme lett to him the said Richard Russell his heires Executo^{rs} Administrato^{rs} and Assignes all & singuler his teñement or plantaçon Comonly called and knowne by the name of Russells plantaçon beginning at a marked red Oake standing by his fence side and running south south East from the said red Oake the length of two hundred and twenty

perches to a marked white Oake that standeth neer a marsh bounding on the East wth a line drawne North East from the said Oke for the length of fflowrty perches and thirty paces to a marked Oke on the north wth a line drawne north west from the end of the former line to a marked Oake that intersects a parallell line drawne from the marked red Oke on the west wth the said Parallell on the south wth the said south south East line Containing & now laid out for fifty fue acres more or lesse wth Appurtenances and howses Edifices and buildings tobacco howses and all out howses Orchards and Gardens thereunto belonging To haue and to hould unto hime the said Richard Russell his heires Executors Administrato^{rs} and Assignes all & singular the p^rmises wth the appurtenances for euer yeilding and there out yearly paying unto the said Will^m Caluert his heires Executors Administrato^{rs} or Assignes (uizt) foure poultry hens or Capons at or by the tenth day of Nouember at the Mansion howse of the said William Caluert in Caluerts Rest and One barrill of Corne for herriott, and in Case the said yearly rent be behinde and unpaid wthin tenn dayes before or after the said time of paym^t that it shall and may bee lawfull to and for the said William Caluert his heires Executors Administrato^{rs} and Assignes to distraine upon the p^rmises, and for want of a sufficient distresse to reenter and the same to hould and enjoy as his or theire former Estate, And the said William Caluert doth binde himselfe his heires Executors Administrato^{rs} and Assignes to warrant and defend the p^rmises unto him the said Richard Russell his heires Executors Administrato^{rs} and Assignes from all Just Claimes whatsoever In wittnes whereof the said William Caluert and Richard Russell haue to these Indentures interchangeably sett their hands & seales the day & yeare aboue written

Sealed signed & deliuered

Will^m Caluert Seale

In p^rsence of V^s

Richard Russell Seale

Witt: Brooke

Robert R Corck

his marke

Acknowledged in Open Court 2^d March 1664

Daniel Jenifer C^ke

27- $\frac{3}{m}$ -64

This Indenture made the fift day of October in the yeare of Our Lord God 1661 Betweene Will^m Caluert of Caluerts Rest in the County of S^t Marys Esq of the one partie and Thomas Kayting in Manno^r of S^t Gabriells in the said County of S^t Marys of the other partie Wittneseth that the said Will^m Caluert for diuers good Causes and Considera^{co}ns him thereunto especially mouing hath for euer sold demised granted and to ffarme letten and by these p^rsents doth for euer sell demise grant and to ffarme lett to him the said Thomas Kayting his heires Executors Administrato^{rs} and Assignes all and

Liber B B

[p. 501]

Liber B B singuler his tennem^t or plantaçon comonly called and knowne by the name of Kaytings plantaçon beginning att a marked Oke standing neer the fence side by the edge of the Clear'd ground and running East into th^e woods for the length of two hundred perches to a marked Oke bounding on the East wth a line drawne south from the said Oke for the length of One hundred & twenty perches to a marked maple on the south wth a line drawne west from the end of the former [p. 502] line for the length of two hundred perches untill it intersects a paralell line drawne from the first marked Oake on the west wth the said paralell on the North wth the East line Containing and now laid out for One hundred acres of land more or lesse wth appurtenances and houses Edifices buildings tobacco howses and all Out houses Orchards Gardens thereunto belonging To haue and to hould to him the said Thomas Kayton his heires Executo^{rs} Administrato^{rs} and Assignes all & singular the p^rmisses wth the appurtenances for euer yealding and thereout yearly paying unto the said William Caluert his heires Executo^{rs} Administrato^{rs} or Assignes One Bushell of Indian Corne at or by the tenth of Nouember at the Mansion howse of the said William Caluert in Caluerts Rest and One Barrill of Corne for Herriott and in Case the said yearly rent be behinde and unpaid wthin tenn dayes before or after the said time of paym^t that it shall and may be lawfull to and for the said William Caluert his heires Executo^{rs} Administrato^{rs} and Assignes to distraine upon th^e p^rmisses and for want of sufficient distresse to reenter and th^e same to hold and enjoy as his or theire former Estate And the said William Caluert doth binde himselfe his Heires Executors Administrato^{rs} and Assignes to warrant and defend the p^rmisses unto the said Thom: Kayting his heires Executo^{rs} Administrato^{rs} and Assignes from all Just Claimes whatsoever In wittnes whereof the s^d William Caluert and Audrey Kayting alias Daly Guardian to the said Thomas Kayting haue to these Indentures Inter Changeably sett their handes and seales the day and yeare aboue written

Signed sealed & deliuered


In the p^rsence of Vs

G: Guerin

George Marshall

Acknowledged in Open Court the second of March 1664

William Caluert Seal
her

Andrey  Kayting
marke

Daniel Jenifer Clike

27 $\frac{3}{m}$ 64

This Indenture made the 2^d day of Nouemb^r in the yeare of Our Lord God 1661 betweene William Caluert of S^t Marys in the County of S^t Marys of the one partye and Daniel Deuine and Hugh Man-nyng in the Manno^r of S^t Gabryells in the said County of S^t. Maryes on the other partye Wittneseth that the said William Caluert for

diuers good Causes and Consideracons him thereunto especially mou-
 ing Haue sold demised granted and to farme letten, and doth by
 these p'sents demise & grant to the said Daniel Deuine and Hugh Manning
 their Executo^{rs} Administrato^{rs} and Assignes all that the Teñem^t or plantacon
 Comonly called and knowne by the name of Henry James his neck
 Containing two hundred acres more or lesse the s^d land beginninge att
 a marked Pine which is a Corner tree which parteth William
 Greenes plantacon formerly called Langfords neck from the said Henry
 James his Neck and soc runneth to another marked Pine which standeth
 att the head of a little runn which parteth me the said Caluerts land
 and the said Daniells and Hughes land this the said land herein
 specified, I the said Caluert haue sold unto the said Daniel and Hugh
 wthout surueying, wth apurtenances houses Edifices Orchards and
 buildings thereunto belonging And the said William Caluert his
 heires Executo^{rs} Administrato^{rs} and assignes is to warrant and defend
 the said land from all Just Claimes and demands whatsoever, In
 Consideracon whereof the said Daniel Deuine and Hugh Mannyng
 their heires Executo^{rs} Administrato^{rs} and Assignes doe binde themselves
 to pay unto the said William Caluert his heires Executo^{rs} Administrato^{rs}
 and Assignes ffowre henns or Capons to be paid yearely the tenth
 of October at the Mansion howse of the said William Caluert in
 Piney Necke and one Barrill of Corne for Herriott In wittnes
 whereof the said William Caluert Daniel Deuine and Hugh Manning
 haue enterchangeably set their hands and seales

Signed Sealed & deliuered

In the p'sence of

G: Guerin

Georg Marshall

Acknowledged In Open Court


the second March 1664/5

Daniel Jenifer Clike


27-³/_m-64

William Caluert Seale

the marke of

Hugh  Mannyng

the marke of

Daniel  Deuine

Seale

Know all men by these p'sents that I Alexand^r D'hynoyossa late
 Governo^r of New Amstill doe nominate Constitute Ordeine and ap-
 point my louing freinde M^r George Gouldsmyth of Baltemore County
 in the prouince of Maryland my true & lawfull Attorney to defend
 all and all manner of Accōne or Accōns which Henry Hudson of
 the prouince of Maryland gen^t shall haue ags^t mee the said Alexand^r
 D'hynoyossa in any Court or Courts of this prouince and likewise
 I doe hereby giue full power to my said Attorney to prosecute Coff
 Nathaniell Vtie in any accōn or accōns which I shall haue ags^t the
 said Nathaniell Vtie in any Court or Courts of this Prouince, hereby
 Rattifying and Confirming all whatsoever my said Attorney shall

[p. 504]

Liber B B
[p. 503]

Liber B B doe in the p^rmisses as if I were p^rsonally p^rsent, Wittnes my hand &
seale this 3^d day of March 1664/5 Alexand^r D'hynoyossa

Acknowledged in Court
as his Act & deed
Daniel Jenifer Clike

Persons that sett up their names this Prouin^{all} Court

John Sherm sues out for Quietus Est as Administrato^r uppon the
Estate of Bartholemew Cadd— Not Vnderwritt

Cornelius Howard sues out for Quietus Est as Administrato^r
uppon the Estate of John Sisson Not Vnderwritt

John floyd sues out for Quietus Est as Administrato^r uppon the
Estate of William Edwin Not Vnderwritt

Sarah Boules sues out for Quietus Est as Administratrix of her
Husband William Bowles Not Vnderwritt

These are to Giue Notice unto all men that John Balley doth Re-
uoke a letter of Attorney which about two yeares since hee Granted
unto Reymond Staplefort for th^e recouering of the said Balleys debts,
And therefore forbids any man to pay any thinge unto the said
Staplefort of w^t belongs unto the said Balley this 3^d March 1664/5

John Nuthall Gentⁿ declares that he is intended this p^rsent yeare
for England Not Vnderwritt

[p. 505] George Bradshaw declares that he is intended this p^rsent yeare for
England Not Vnderwritt

Dauid Sealy declares that he is intended this p^rsent yeare for
England Not Vnderwritt

Cap^t Thomas Mannyng and William Dorrington Gentⁿ they de-
clare that this p^rsent yeare they are intended to depart the prouince
for New England Not Vnderwritt

Richard Edelen declares that he is intended this p^rsent yeare for
England Not Vnderwritt

Henry Tripp declares that he is intended this p^rsent yeare for
New Yorke Not Vnderwritt

Gaspar Guerin declares that he is intended to depart the prouince
this p^rsent yeare

Which was Vnderwritt thus.

M^r Gaspar Guerin is indebtet unto Mary Mogg the relict of
Francis Mogg the full & Just sūme of Nine hundred poundes of to-
bacco and Caske, as appeares by his specialty bearing date the second
of Aprill 1664—

There being noe more Bussinesse this Court to be Called or Tryed, Liber B B
 The Leiutenn^t Generall Adjournes the Court and appoints
 the next Prouinciall Court to be held on the
 second Tuesday In June next being the
 13th day thereof

John Abington Gentⁿ vs^t Execucōn ags^t the Estate of John Sales- [p. 506]
 bury for three pounds of tobacco past the first day of March last past March 2^d
 ags^t the said Salesbury—

Writt issued to the sheēr of Caluert County to execute &^c with
 these Judiciall Charges following (uizt)

4 dayes coming & going last Court.....	120	} 750 th tob:
1 dayes attendance then	30	
4 dayes coming & going for 2 men.....	240	
2 dayes attendance of them	60	
Attorney ffees	60	
4 dayes coming & going this Court.....	120	
2 dayes attendance	60	}
Attorney ffee	60	

To the Clarke

returne of the first writt of Attachm ^t ...	8	} 184 th tob
pet ⁿ & Order thereon.....	16	
Entring articles of Agreem ^t	16	
pet ⁿ againe w th depositiones.....	24	
writt of Attachm ^t w th the Execucōn....	46	
Order thereon	8	
Amerciam ^t	50	}
Order for the Iury & returne.....	16	
Iury each 30 th	360	
To the sherriffe	120	

1414

Whereas Marmaduke Snow of the Prouince of Maryland gentⁿ
 hath Obtained Order of Our Prouin^{all} Court ag^t Thomas Gerrard
 late of S^t Clements Manno^r in the prouince aforesaid gentⁿ. for the
 sume of One thowsand pounds sterling and hath taken out Execucōn
 for the same, and whereas uppon the Complaint of the said Marmaduke
 to this Prouin^{all} Court that the sherriffe hath Executed but to
 the uallue of Two hundred ninety nine pounds Eleauen shillings and
 three pence halfe peny there was an Ord^r of this Prouinciall Court
 past likewise ag^t the said Gerrard that in Case he would not produce
 p^rsonall Estate wthin this prouince for sattisfacōn of the aforesaid
 one thowsand pounds, An Extent uppon the moyety of the lands

Liber B B tenem^{ts} & heriditam^{ts} of the said Gerrard should be granted to the said Snowe.

These are therefore in the name of the Rig^t Honno^{ble} the Lord Proprietary to will & require yo^w (in case the said Gerrard doe not produce personall Estate wthin this prouince sufficient to sattisfye the said debt of One thowsand pounds sterling) To Extend the
[p. 507] Moyety of any the lands tennemt^s & heriditam^{ts} of the said Gerrards wthin S^t Marys County untill the sume of One thowsand pounds sterling due to the said Snowe as aforesaid bee sattisfyed, And see that yo^w Certifye yo^r doings herein to the Gouverno^r and Councell att the next Prouin^{all} Court and then and there returne this writt and for soe doeing this shall be yo^r warr^t Giuen und^r my hand this 3^d day of March 1664

To the Sherriffe of S^t Marys County

Toby Wells d^{ds} writt ags^t Bartholemew Gleuin & Mary his wife in an acc^{on} of the Case to the uallue of thirety thowsand pounds of tobaccoe

Warr^t to the sherriffe of Kent County to arrest & Re^e. next Prouin^{all} Court 13th June next

Toby Wells d^{ds} writt of sum^{ons} for Anthony Callaway & Moses Stagwell to testifye in the s^d Cause at the next Prouin^{all} Court uppon perill of forfeitinge to the Lord Proprietary each p^{son} 500^{lb} tob:— To the honn^{ble} the Leiutenn^t Generall the Chancello^r and the rest of this Honno^{ble} Courte

The declarac^{on} of Toby Wells sheweth

Toby Wells pst against
Bartho: Gleuin & Mary
his wife defendant } in an acc^{on} of the Case

This plaint declares that the said Mary in the time of her widowhood did owe unto this plaint the sume of thirety thowsand pounds of tobaccoe and Cask, and alsoe gaue this plaint a bill from under her hand and seale for the paym^t of the said tobacco, Now soe it is this plaint^s bill being lost he hath demanded his tobaccoe but the said Gleuin denyeth to make the plaint paym^t according to the tenor of the said bill which bill this plaint cann proue he had of the said Mary uppon the Euening of their accompts and neuer receiued any pte or parcell thereof

The p^rmisses Considered this Complain^t humbly prayeth this Honn^{ble} Court to grant him ord^r ags^t the said Bartholemew Gleuin & Mary his wife for the s^d tobacco and Caske wth dam^{age} & Cost of Suite, And he as bound in duty shall pray

[p. 508] Comand Philip Caluert Esq^r And Anne his wife that justly & they keepe with Mathias Ducasta of Baltemore County the Couen^t & of

the Manno^r of Wiske in Baltemore County Containing seauen hun- Liber B B
dred acres of land wth the apurtenances

Charles Caluert

And the agreem^t is such that the said Philip Caluert & Anne his wife haue acknowledged the aforesaid Manno^r wth the A^ptnes to be the right of the said Mathias Ducasta as those which the said Mathias Ducasta hath of the giuft of the said Philip Caluert and Anne his wife, & the same they haue remised & quitt Claimed from them and theire heires to the aforesaid Mathias DuCasta and the heires of the said Matthias for euer, And further the said Philip Caluert and Anne his wife haue granted for them and the heires of the said Philip Caluert that they will warrant to the aforesaid Mathias Du Costa and the heires of the said Matthias the aforesaid Manno^r wth the A^ptnes ags^t them the said Philip Caluert and Anne his wife and the heires of the said Philip Caluert for Euer, And for this Recogni^on remission quitt Claime fine and Concord the said Matthias hath giuen to the said Philip Caluert three thowsand fue hundred pnds of tobacco

Capta et Recognita

Coram me

Charles Caluert

Philip Caluert

Anne Caluert

This Bill bindeth mee Richard Willan my heires &^c to pay or Cause to be paid unto M^r William Hollingworth or his Assignes the Just sume of One hundred Eighty fue pounds of good sound merchantable tobacco & Caske at or before the 10th of Nouemb^r next ensueing the date hereof Wittness my hand this 23 of May 1663

Teste Thomas Wynne

Elizabeth Willan

Richard Willan

Walter Hall declareth uppon Oath that being M^r Richard Willans Vnder sherriffe, The said Willan did Order him the said Hall to goe to my Lords and there to meet M^r William Hollingworth, and to giue him the said Hollingworth Order upon M^r Hamonds noates for some tobacco which were formerly stopped by him the said Hall by the said Willans Order, And to take a Coppy of an accompt of Goods and tobacco which the said M^r Hollingworth had made the said M^r Hamond debtor for; The Copie Of which accompt the said Hall [p. 509] deliuered to the s^d M^r Willan and gaue the said M^r Hollingworth Order for the said Tobacco, and further saith not—

The accompt was made up in May 1663

Sworne before me this 3^d day

of March 1663 after the interlining of those words in the eighth line

Philip Caluert

Walter Hall

Liber B B

George Marshall Debit ^r 1662	
To the secretary	180
To M ^r Hall	32
To M ^r Brooke	65
	<hr/>
	277
More Deb ^{tr} for W ^m Greene	
To 6 Leauyes	372
To John Gittings	521
To the sherriffe about his imprisonm ^t	} 130
speciall warr ^t and seruing.....	
arresting George Marshall in 2 accōns.....	30
seruing 2 subpenas	30
to the Clarke those 2 warrant.....	} 115
3 subpenes and the demand.....	
	<hr/>
	1198
	277
	<hr/>
	1475

Which pray pay according to yo^r promise to M^r William Hollingworth and in Case any Obstrucōn be made by W^m Greene or his wife or any other, Distraine or detayne the cropp in yo^r handes untill it be discharged, and for yo^r soe doing I shall Justifye the same Wittnes my hand this 27th of Jan: 1662

John Hammond

on the back side thus

W^m Greene

pray pay unto M^r William Hollingworth the w^{thin} menōned acc^t and this note wth his receipt shal be yo^r discharge

S^t Marys the 15th 1663—Yo^r Louing ffreinde
Walter Hall

Receiued of George Marshall the full Contents of this acc^t Ordered first by M^r John Hammond and secondly by M^r Walter Hall the sume Containing ffourteene hundred seauenty and ffue pounds of tobacco & Caske I say Receiued by Mee

May the 20th 1663Will^m Hollingworth


[p. 510] This Bill bindeth mee James Iolly of S^t Marys in the County of S^t Marys Innholder my heires Executo^{rs} and Assignes to pay or cause to be paid unto William Boreman of the aforesaid place Gen^l. his heires Executo^{rs} and Administrato^{rs} the full and Iust sume or quantity of fiffteene thowsand pounds of good sound Merchantable tobacco and Caske to be paid some time betweene the 10th of Octob^r next ensueing the date hereof and the last day of Decemb^r next en-

sucing the said month of October being in the yeare of Our Lord Liber B B
 One thousand Six hundred Sixty and ffowre which said tobacco is
 to be paid One halfe in the County of Charles and the other halfe
 in this County of S^t Marys, In wittnes whereof I haue hereunto sett
 my hand this 6th day of Nouemb^r One thowsand Six hundred Sixty
 & three

The abouesaid Tobacco being to be paid by me James Jolly for
 and in Considera^on of the planta^on the abouesaid William Boar-
 man now liueth uppon in the abouesaid County of S^t Marys Co^monly
 knowne by the name of Kitt Martins point I the aboues^d James Jolly
 doth further Obleige my selfe my heires Executo^{rs} and Assignes
 that in Case the abouesaid fiteene thowsand pounds of tobacco be
 not paid unto the abouesaid W^m Boareman according to the tenor
 and true meaning of the abouesaid Bill and according to the time
 & places abouesaid, That then the said William Boareman his heires
 Executors or Administrato^{rs} shall haue full power and Authority to
 re-enter and Ceize the said Planta^on to the proper Vse and behoofe
 of hime his heires Executors and Administrato^{rs} In wittnes Whereof
 I haue hereunto set my hand and seale the day and yeare aboue
 written

the marke of

thus written und^rneath

James  Jolly Seale

The word (thowsand) & the The abouesaid Obliga^on was in
 word (and) was interlined before Open Court on the 3^d March 1664
 the signing and sealing hereof proued by the witnesses to be the

Signed Sealed & deliuered Act & deed of James Jolly

In the Presence of Vs

Daniel Jenifer C^lke

Christopher Dobson

27—³/_m—64

Daniel Jenifer

Cecilius &^c To Samuell Chew and Francis Holland gent Greeting [p. 511]
 Whereas Our Writt of Couen^t dependeth in Our Prouin^{all} Court
 Betweene Robert Paca, and William Hunt and Susan his wife of
 three hundred acres of land in Anne Arrundell County and for a fine
 to be thereof Leauyed betweene them Before Our Gouverno^r & Coun-
 cell in the said Court according to the law & Custome of this prou-
 ince and the said William Hunt and Susan as wee are informed are
 soe weake that they are not able wthout greate danger of their
 Bodyes to trauaile to S^t Marys by the day Contained in the said
 writt to make the acknowledgm^{ts} which are requisite to be made in
 that behalfe, wee tendring the Estate of the said William Hunt and
 Susan in this behalfe, haue giuen yo^w or any two of yo^w power to
 taken the acknowledgm^{ts} which the said W^m and Susan will make
 before yo^w of the p^rmisses, and therefore Wee Co^mand yo^w that
 goeing in p^rson to the said William and Susan yo^w take their said
 acknowledgm^{ts} and when yo^w shall haue taken them yo^w Certifye
 the same distinctly and plainely to the said Gouverno^r and Councell

Liber B B und^r yo^r seales that then the said ffine betweene the said parties of the p^rmisses may be Leauyed before the said Gouverno^r and Councell in the said Court according to the law and Custome of this Prouince sending to the s^d Court this writt, Wittnes Our deare Brother Philip Caluert Esq³ Our Chancello^r of Our said prouince of Maryland this 24th day of Decemb^r 1664— Philip Caluert

Comand W^m Hunt & Susan his wife that Justly &^c they keepe wth Rob^t Paca of Anne Arrundell County th^e Couenant &^c of three hundred acres of land lying att the herring Creeke in the s^d County wth its aptunces Philip Caluert

[p. 512] And the agreem^t is such that the said William Hunt and Susan haue acknowledged the aforesaid Tenements wth the apurtenances to be the Right of the said Robert Paca as those which the said Robert Paca hath of the giuft of the said W^m Hunt & Susan and the same they haue remised and quitt Claimed from them and their heires to the aforesaid Rob^t Paca and the heires of the said Rob^t Paca for Euer And further the said William Hunt & Susan haue granted for them & the heires of the said William that they will warrant to the said Robert Paca and the heires of the said Rob^t Paca the aforesaid Tenem^{ts} wth the a^ptunces ags^t them the said William Hunt & Susan and the heires of the said William Hunt for Euer, And for this Recogni^{on} Remission quitt Claime fine and Concord the said Robert Paca hath giuen to the said W^m Hunt the sūme of seauenteene thousand pounds of tobacco William Hunt Seale

Capta es Recognita Coram nos

ffrancis Holland

Samⁿ: Chew

January the 4th 1664

This Day William Hunt hath acknowledged the sale of three hundred acres of land lying at Herringe Creeke in the County of Anne Arrundell unto Rob^t Paca, and signed and sealed the Couenant for the said three hundred acres of land—

But Susan Hunt wife to the said Will^m Hunt utterly refuseth to acknowledge the said sale or to signe the Couenant &^c This wee haue done according To A Commission to Vs directed from the Honno^{ble} Philip Caluert Esq³ Chancello^r of the Prouince of Maryland In Wittnes hereof Wee haue here unto sett Our hands and seales

Sam: Chew Seale

ffran: Holland Seale

[p. 513] Henry Cowrsey gent. dds writt ags^t Godfrey Bayley the said
March 6th Cowrsey being the Attorney of W^m Hooker in an accōn upon his Case to the uallue of 250th sterling

Warrant to sherriffe of Baltemore Countye to arrest &^c Ref. next prouin^{all} Court 13th June

To the Rig^t Honno^{ble} the Gouverno^r and Councell of this prouince of Liber B B Maryland

The humble petⁿ of William Hooker of London By Henry Cowrsey his Attorney Humbly Sheweth

That Whereas Godfrey Bayley of Baltemore County in this prouince Came possest of the uallue of One hundred and twenty pounds sterling or thereabouts in Goods and Seruants of yo^r petition^{rs} by the death of One Bashpole yo^r pet^{rs} kinsman Who was Intrusted wth the same.

Now soe it is that the said Bayley notwthstanding his letter and promisses to yo^r pet^r to make returne for the same, as more at large may appeare and alsoe an Instrum^t und^r his hand uppon Record in this prouince Obleiging him to be accomptable to yo^r pet^r for the same may more at large appeare yet notwthstanding all this the said Bayley doth refuse (Though Often fairely perswaded to it by o^r Attorney) to giue any Accompt or returnes thereof—

Now the humble request of yo^r petition^r by his Attorney is that yo^r Honno^{rs} wilbe pleased to grant Judgm^t ags^t the Estate of the said Godfrey Bayley for the said One hundred and twenty pounds sterling wth Interest six yeares for the same wth all Costs of suite and trouble about the same, and yo^r pet^r shall humbly pray &c—

William Whittle desires this may be recorded

[p. 514]th
March 6th

A true accompt of what Wiff: Sandom Oweth Mee.

for halfe a Barrill of Beare.....	50
for 10 pound of sugar.....	35
for halfe a Case of spiritts.....	80
for 2 gallons of rumm.....	60
for dyet Lodging washing & attendance left unpaid for the year	500
left to pay of a bill of M ^r Nottlys.....	340
due to John Edmonds by bill which I stand engaged for	600
for one yeares Leauys.....	56

1721

An Accompt of W^m Sandoms Estate

A Bill of Thomas Bennitts	200
A bill of Robert fford's	55
A bill of Robert Parrys	567
Jhon dettor for worke.....	287
M ^r Georg Reynolds debt ^r for worke.....	200
Coff William Euans Debt ^r for worke done by Med- leys Children	75
due from my selfe to him for worke done.....	36

1420

Liber B B

More to the Estate

5 spoones and 2 pewter pots 5 Coller for dublets 1 paire of
sizers 1 paire of sheeres and a taylers Goose 1 old paire of
wosted stockins and a paire of yarne stockins 1 cloth suite and
a stuff coate 1 bible 1 old paire of stockins 1 band 1 neckcloth
3 handkercheifes 1 paire of old drawers 1 hawking bagg 1 little
towell 1 paire of red drawers parcell of thread and buttons and
silke one Red Cow called Crompt and one black heifer 1 case of
kniues 4 yards of Ozinbriggs 2 blancketts 2 thimbles one skillett
one truncke—

13th Cap^t Samuells Groome and Francis Canfeilde desires the marke
of theire Cattle may be Entred (uiz^t) Cropt and underkeel'd on both
Eares

[p. 515] Know all men by these p^rsents that I Thomas Nottley of S^t Marys
County in the prouince of Maryland merchant doe acknowledge to
owe and stand endebted unto the Right Honno^{ble} the Lord Proprie-
tary of this prouince the full and Just sume or quantity of One thou-
sand pounds of tobacco and Caske due to be paid to him his heires
Executors Assignes or Receiuer Generall by the tenth day of
Nouemb^r next after the date hereof, to which paym^t well and truely
to be made I binde my selfe my heires Executo^{rs} and Assignes as
Wittnes my hand this 29th July 1664—

The Condi^cion of this Obliga^cion is such that if the said Thomas
Nottley doe bring his seruant Rowland White or him Cause to be
brought unto the next Court held for S^t Marys County after the
Court held on tuesday next for the said County and doe Cause there
to stay and abide the Censure of the Court then this Obliga^cion to be
uoid and of none Effect or else to stand in full force power and uer-
tue Wittnes my hand as aforesaid Thomas Nottley

John Edmondson by his Attorney Daniel Jenifer t^{ds} writt ags^t
Absolon Couant Comand^r of the shipe Jacob In an acc^on of debt to
the uallue of ffue thowsand ffowre hundred pounds of tobacco uppon
specialty

Warr^t to sherriffe of S^t Marys County to arrest &c. Ref. 13th
June next Prouin^{all} Court at S^t Marys

John Edmondson by his Attorney ut supra t^{ds} writt of Summons
for Thomas Wyld to testifye &c in ditto Causo at next said Prouin^{all}
Court uppon perill of forfeiting fue hundred pounds of tob: to the
L^d Propriet^r in Case he appeares not according to summons &c.

Summons to sherriffe of Caluert County to warne &c.

To the honno^{ble} Gouverno^r and Councell

Liber B B

John Edmondson by his Attorney } In an accōn of Debt Humbly
Daniel Jenifer plaintiffe } sheweth That whereas the def^t
Absolon Couant Comānd^r of the } In One specialty wth Matthias
shipe Jacob Defendant } Worgan on the 9th day of
1664 did then Joyntly and seuerally uppon themselves assume and
also Obleiginge their heires Executo^{rs} Administrato^{rs} and Assignes [p. 516]
to pay or Cause to be paid unto the p^{lt}. his heires or Assignes the
full and Just sūme of ffive thowsand ffour hundred pounds of good
sound merchantable tobb: and Caske to be paid as aforesaid at or
before the tenth day of Nouemb^r then next ensueing as by the said
specialty of the said def^{ts} and Matthias Worgan und^r their handes
may more at large appeare—

Now soe it is of the def^t the said sūme of ffive thowsand ffowre
hundred pounds of tobacco often hath been demanded but paym^t
utterly refus'd to be made, to the p^{lt}^s greate dāmage and therefore
brings this his accōn

And humbly prayeth Iudgm^t of this Honno^{ble} Court agst the def^t
for the said sūme of ffive thowsand ffowre hundred pounds of to-
bacco and Caske together wth dāmages and Cost of suite—And he
(as in duty bound) shall Euer pray &c.

John Bayley t^{ds} writt of summons for William Rosewell to ap- March 11th
peare at the next Prouin^{all} Court held the 13th day of June, there to
testifye in a Cause depending betwixt the Rig^t Honno^{ble} the L^d Prop^r
and Reymond Staplefort, uppon perill of forfeitinge fīue hundred
pounds of tobacco to the L^d proprietary in Case he appeare not ac-
cording to summons—

Warr^t to sherriffe of St Marys to warne &c, Ret. 13th June next
Prouinciall Court

The said John Bayley t^{ds} summons for ffrancis Maggs and
Thomas Boston to testifye in Causo ut supra with the said penalty
each person at the next Prouin^{all} Court

Warr^t to sherriffe of Talbott County to warne &c, Ret. 13th June
next Prouin^{all} Court

The said Bayley t^{ds} summons for Thomas How & Phillis his wife
Elizabeth ffreeman Elizabeth Halfehead Rich^d Collett ffrancis Anke-
till John Sunderland Jonathan Rainsford and Richard Bayley to
testifye in Causo ut supra wth the said penalty each person at the
next Prouinciall Court, warr^t to sherriffe of Caluert County to
warne &c, Ret. 13th June next Prouinciall Court

William Osbeston desires writt at the suite of the Lord Proprie- [p. 517]
tary agst Samuell Lewis, to make his appearance att the next Pro- March 15th
vinciall Court to be held on the 13th day of June next then and there

Liber B B to answere what shall be Objected ags^t him on the behalfe of the Lord Proprietary.

Warr^t to sherriffe of S^t Marys County to arrest &^c, Ref. 13th June next Prouinciall Court

Cecilius Absolute Lord & Proprietary of the prouinces of Maryland and Aualon Lord Baron of Baltemore &^c, To Nicholas Young Cap^t Nicholas Gwyther William Turberuell and [blank] gent. Greeting whereas Our writt of Couenant dependeth in Our Prouinciall Court Betweene Cap^t John Tully and William Caluert Esq and Elizabeth his wife of Two hundred and fifty acres of land In Talbott County Called Bowlingsley and for a fine to be thereof Leauyed betweene them before Our Gouverno^r and Councell in the said Court according to the law and Custom of this prouince, and the said Elizabeth wife to the said William Caluert as wee are informed is so weake and not able wthout great danger of her Body trauaile to s^t Marys by the day Contained in the said writt to make the acknowledgm^{ts} which are fitt to be made in that behalfe Wee tendring the Estate of the said Elizabeth in this behalfe hath giuen yo^w or any two of yo^w power to take the acknowledgm^{ts} which the said William And Elizabeth will make before yo^w or any two of yo^w of the p^rmisses and therefore Wee Comand yo^w that goeing in p^rson to the said William and Elizabeth yo^w take theire said acknowledgm^{ts}, and when yo^w shall haue taken them yo^w Certifye the same distinctly and plainly to the said Gouverno^r and Councell und^r yo^r handes and seales or any two of yo^w, that then the said ffine betweene the said partyes of the p^rmisses may be Leauyed Before the saide Gouvernoure and Councell in the said Court according to the law and Custome of this Prouince sending to the said Court this writt Wittnes Our deare Sonne and heire Charles Caluert Esq Our Leutenn^t of Our said Prouince this 28th of ffebruary 1664—

[p. 518] Charles Caluert

Comand William Caluert Esq and Elizabeth his wife that Justly &^c they keepe wth Cap^t John Tully the Couent^t &^c of two hundred and fifty acres of land Called Bowlingsley lying and being in Talbott County &^c.—

And the Agreem^t is such that the said William Caluert and Elizabeth his wife haue acknowledged the aforesaid Two hundred and fifty acres of land wth the ap^rtnances to be the Rig^t of the said John Tully as those which the said John Tully hath of the Guift of the said William and Elizabeth his wife and the same they haue remised and quitt Claimed from them and theire heires to the aforesaid John and his heires for Euer, and further the said William & Elizabeth haue granted for them and theire heires that they will warrant to the aforesaid John and his heires the aforesaid Two hundred and fifty acres wth it's ap^rtnances ags^t them the said William and Elizabeth and

theire heires for Euer And for this Recognizōn Remission quitt Liber B B
 Claime ffine and Concord the said John hath giuen unto the said
 W^m and Elizabeth his wife the sūme of Two thowsand pounds of
 tobaccoe—

March the 20th 1664

Then Came Sarah Courtney wife to Thomas Courtney of s^t Marys
 County and declares that she hath Assigned and made ouer to Daniel
 Jenifer of the s^d County the mark of her Cattle which she had before
 she was marryed (uizt) Cropt on both eares and a hole * * Eare
 and a nick und^r the [*blank*] eare—

Thomas Sprigge the Attorney of Thomas Mountfort demands [p. 519]
March 22th
 writt of Execuōn ags^t the Debts Goods or Chattles belonging to
 William Price of Charles County to the uallue of ffowre thowsand
 Two hundred twenty fīue pounds of tobacco according to an Order
 of Court past the first of this instant March as in folio 471.

Writt issued as Vsually.

John Edmondson by his Attorney Daniel Jenifer dds summons for
 Sampson Waring to appeare next Prouin^{all} Court held the 13th day
 of June next to testifye &^c in a Cause depending inter the said
 Edmondson, mistake—

Andrew Skinner dds writt of summons for Sampson Waring ditto die
 appeare next Prouin^{all} Court held the 13th day of June next to tes-
 tifye &^c in a Cause depending betwixt the s^d Skinner p^t: and Richard
 Collett the Administrato^r of Francis Riggs deff: in an accōn of debt
 to the uallue of 2000^{lb} tob: uppon perill of forfeiting ffīue hundred
 pounds of tob: to the Lord Proprietary in Case he appeare not ac-
 cording to summons, To the sherf. of Caluert County &^c.

Andrew Skinner dds writt of summons for James Shacklady ditto die
 appeare next Prouin^{all} Court held the 13th day of June next to tes-
 tifye &^c: in a Cause depending betwixt the s^d Skinner p^t & Richard
 Collett the Administrato^r of Francis Riggs deff in an accōn uppon
 his Case to the uallue of 3000^{lb} tob: uppon perill of forfeiting ffīue
 hundred pounds of tobacco to the Lord Proprietary in Case hee
 appeare not according to summons, To the sherriffe of Caluert
 County &^c.

John Lane p his Attorney Daniel Jenifer dds writt ags^t Rob^t
 Turner in an accōn of debt uppon accompt to the uallue of 2200^{lb}
 tobaccoe

Warr^t to sherriffe of Caluert County to arrest &^c. Reī. 13th June
 next Prouinciall Court—

Liber B B To the hon^{ble} th^e Gouverno^r & Councell of the prouince of Maryland
The humble petⁿ of John Lane by his attorney Daniel Jenifer
Sheweth

That Rob^t Turner stands endebted to yo^r pet^r in the su^me of 2180^{lb}
tob: uppon account for Goods bought to that uallue as p^r p^rticulers
may more largely appeare w^{ch} s^d su^me of 2180^{lb} tob: of the s^d Turner
hath been demanded but paym^t utterly refus'd therein since which
the said Turner absents himselfe with intent to defraud yo^r pet^r
therefore bringeth this his accōn

And humbly Craues Ord^r o^f this Hon^{ble} Court ag^t the said Turner
for the said su^me of 2180^{lb} tob: wth damages & Cost of suite And he
(as in duty bound) shall euer pray &c.

[p. 520]
March 23^d Jerome White Esq^r dōs writt ags^t Richard Collett th^e Adminis-
trat^r of Francis Riggs in an accōn of debt to the uallue of 450^{lb} tob:
uppon a bill of the said Riggs and Assigned the s^d Jerome White

Warr^t to sherriffe of Caluert County to arrest &c. Ref. 13th June
next Prouin^{all} Court—

To the hon^{ble} the Gouverno^r and Councell of the prouince of Maryland
The humble petⁿ of Jerome White Sheweth

That Francis Riggs late of Caluert County dec^d did on the 5th of
January 1663 Obleige himselfe his heires Executo^{rs} and Adminis-
trat^{rs} to pay unto Thomas Bradley his heires or Assignes the su^me
of ffowre hundred and fifty pounds of tobacco wth Caske according
to Act of Assembly uppon the tenth day of Nouember 1664 as by
the s^d Riggs his specialty may more at large appeare—

Now soe it is the said debt being lawfully assigned to yo^r pet^r he
hath often made demand thereof from Richard Collett the Admin-
istrato^r of the said Riggs who utterly refuseth it to satisfye, being
to the damage of yo^r pet^r, Whereuppon he bringeth his suite

And humbly Craues Order of this Hon^{ble} Court ags^t the said Ad-
ministrato^r for the said debt of 450^{lb} tob: wth damages & Cost of
suite—And he shall pray &c—

Comānd Henry Sewall Esq^r and Dame Jane his wife that Justly
&c they keepe wth Cap^t Samuell Groome of Ratcliffe in the County
of Midds in England Marriner the Couenant &c of ffive thowsand
acres of land lying on the North side of Petuxent riuier in Caluert
County wth it's appurtenances Charles Caluert

And the agreem^t is such that the said Henry Sewall and Jane haue
acknowledged the aforesaid Tenements wth the appurtenances to be
the right of the said Samuell Groome as those which the said Samuell
Groome hath of the guift of the said Henry Sewall and Jane and the
same they haue remised and quitt Claimed from them and their

heires to the aforesaid Groome and the heires of the said Groome Liber B B
for euer and further the said Henry Sewall and Jane haue granted
for them and the heires of the said Henry that they will warr^t to the
aforesaid Samuëll Groome and the heires of the s^d Samuëll the afore-
said Tenements wth the appurtenances ags^t them the said Henry
Sewall and Jane and the heires of the said Henry for Euer, And for
this Recogni^{on} Remission quitt Claime fine and Concord the said
Samuëll Groome hath giuen to the said Henry Sewall One hundred
and twenty pounds sterling

Taken & acknowledged

Henry Sewall

Before Mee

Jane Sewall

Charles Caluert

Cecilius Absolute Lord & Proprietary of the Prouinces of Mary- [p. 521]
land & Aualon Lord Baron of Baltimore &c, To William Pearce and
Nicholas Spencer gen^t Greeting whereas Our writt of Couenant
dependeth in Our Prouinciall Co^{rt} Betweene Robert Skinner and
Alice his wife and Anne the wife of John Smyth and William Rob-
inson and Mercy his wife of Two thirds of Eleauen hundred acres
of land in Choptanck in Talbott County in the Prouince of Maryland
and for a Fine to be thereof Leauyed betweene them before Our
Gouerno^r & Councell in the s^d Court according to the law and Cus-
tome of this prouince, and the said Anne wife of the said John
Smyth and William Robinson and Marcy his wife as wee are in-
formed are soe weake that they are not able without greate danger
of theire Bodyes to trauaile to s^t Marys by the day Contained in the
said writt to make the acknowledgm^{ts} which are requisite to be made
in that behalfe, Wee tendring the Estate of the said Anne wife of
the said John Smyth and Will^m Robinson and Mercy his wife in this
behalfe haue giuen yo^w power to take the acknowledgm^{ts} which the
said Anne John Smyth his wife and William Robinson and Mercy
his wife will make before yo^w of the p^rmisses, and therefore Wee
Co^mmand yo^w that goeing in p^rson to the said Anne wife of the said
John Smyth and William Robinson and Mercy his wife yo^w take
theire said acknowledgm^{ts} and when yo^w shall haue taken them yo^w
Certiffye the same distinctly and plainly to the said Gouerno^r &
Councell und^r yo^r seales that then the said ffine betweene the said
partyes of the p^rmisses may be leauyed before the said Gouerno^r and
Councell in the said Court according to the law and Custome of this
Prouince sending to the said Court this writt Wittnes Our deare
Brother Philip Caluert Esq^r Our Chancello^r of Our said Prouince of
Maryland this 28th day of ffeb: 1664 Philip Calvert

Co^mmand John Smyth of Nominy in Virg^a and Anne his wife and
William Robinson and Mercy his wife of the same place that Justly
&c they keepe wth Robert Skinner of Bristoll merchant and Alice his
wife the Couenant &c of two thirds of Eleauen hundred acres of land

Liber B B in Choptancke in Talbott County in the prouince of Maryland wth
it's aptñces Philip Caluert

And the Agreem^t is such that the said John Smyth and Anne his wife and William Robinson and Mercy his wife haue acknowledged the aforesaid Tenements wth the appurtuñs to be the right of the said Robert Skinner as those which the said Rob^t Skinner hath of the gift of the said John Smyth and Anne his wife And William Robinson and Mercy his wife and the same they haue Remised and quitt Claimed from them and their heires to the aforesaid Robert Skinner [p. 522] and the heires of the said Robert for Euer And further the said John Smyth and Ann his wife and William Robinson and Mercy his wife haue granted for them and their heires that they will warr^t to the aforesaid Robert Skinner and Alice his wife and the heires of the said Robert the aforesaid Tenements wth the Aptñces ags^t them the said John Smyth and Anne his wife and W^m Robinson and Mercy his wife and their heires for Euer, And for this Recogniñon Remission quitt Claime fine and Concord the said Rob^t Skinner hath giuen to the aforesaid John Smyth and Anne his wife and William Robinson and his wife the sūme of Eleauen thowsand pounds of tobacco, In testimony whereof Wee haue hereunto sett Our hands and seales March the 18th 1664/5—

Taken and acknowledged

Before Vs this 20th day

March 1664

Nicho: Spencer

William Peirce

Signum

Anne *mm* Smyth

Sealed

Signum

William *M* Robinson

Sealed

Signum

Mercy *M* Robinson

Sealed

This Indenture made the first day of April in the yeare of our Lord God One thowsand six hundred sixty and fñue Betweene William Smyth of S^t Marys County in the Prouince of Maryland Innholder and Mary his wife on the One parte And John Pickering of the City of Bristoll (in England) salter on the other p^{te} Wittnesseth that the said William Smyth and Mary his wife for a Valuable Considerañon in hand allready receiued by them the said William Smyth and Mary his wife from the said John Pickering, Haue granted Bargained sold alienated Enfeoffed and Confirmed, And by these p^sents for themselues their heires Executo^{rs} Administrato^{rs} and Assignes doe grant Bargaine sell alienate Enfeoffe and Confirme unto the said John Pickering his heires Executors Adniinstrato^{rs} and Assignes all that parcell of land (Called Smyths delight) lying on the East side of Chesepiake Bay in a riuier called Trasquakin riuier on the West side of the said riuier beginning for breadth att a marked white Oke standing neer the head of the riuier and running from the said Oake downe the riuier for bredth south south west three hundred seauenty and fñue perches to a bounded Beach tree

standing by the riuer side bounded on the west wth a line drawne west north west into the woods foure hundred and eighty perches bounded on the North wth a line drawne north north East from the head of the former line three hundred seauenty and fiue perches bounded on the East wth a line drawne East South East from the end of the former line for the length of fflowre hundred and Eighty perches, till it intercepts a parallell drawne from the first bounded tree bounded south wth the said riuer, Containing and now laid out for One Thowsand acres more or lesse Together wth all Edifices Howses proffitts Pattents writeings Comodities and Heriditam^{ts} to the same belonging or in any wise notwithstanding, and all the Estate Right title Interest claime and demand whatsoever they the said William Smyth and Mary his wife haue of in and to the said One thowsand acres abouesaid or any part or p^sell thereof by Vertue of any Grant Bargaine or sale heretofore made to them the said William Smyth and Mary his wife by any p^son or p^sons whatsoever To haue and to hold the said One thowsand acres of land and euery part and parcell thereof unto the said John Pickering his heires Executors Administrato^{rs} and Assignes To the onely proper Vse and behoofe of the said John Pickering his heires & Assignes for euer freed and acquitted and at all times hereafter discharged by them the said William Smyth and Mary his wife of and from all and all manner of former and other bargaines Grantes Sales Leases forfeitures Ioyntures Dowrys Surrenders Judgm^{ts} Execu^{cons} and of and from all other titles troubles and incumbrances whatsoever and at all time and times hereafter, at request had and made to them the said W^m Smyth and Mary his wife more Assurance and Assurances by the Councell Learned in the law of the said John Pickering shall be aduized deuized or required for the more Absolute and p^rfect surety and sure making of all & singuler the said One thowsand acres of land and euery part & parcell thereof Vnto the said John Pickering his heires Executors Administrato^{rs} and Assignes for Euer, In Confirmation thereof of the said William Smyth and Mary his wife Doe hereunto sett there handes and seales the day and yeare aboue written

Signed sealed & deliuered

William Smyth Seale

In the p^rsence of

Mary Smyth Sealed

Daniel Jenifer

Edward Sauage

Comand William Smyth of S^t Marys County Innholder and Mary his wife that Iustly &c they keepe wth John Pickering of the City of Bristoll (in England) salter the Couent &c of One thowsand acres of land (Called Smyths delight) lying on the East side of Chesepiake Bay in a riuer called Trasquaking riuer on the west side of the said riuer &c

Philip Calvert

And the Agreem^t is such that the said W^m Smyth & Mary his wife haue acknowledged the aforesaid One thowsand Acres of land wth

Liber B B

[p. 523]

[p. 524]

Liber B B the Apurtenances to be the right of the said John Pickering as those which the said John Pickering hath of the guift of the said William and Mary his wife and the same they haue remised and quitt Claimed from them and theire heires to the afores^d John and his heires for Euer, and further the saide William and Mary his wife haue granted for them and theire heires that they will warr^t to the afores^d John Pickering and his heires, the aforesaid One thowsand acres of land wth it's appurtenances ags^t them the said William and Mary his wife and theire heires for Euer, And for this Recogniōn Remission quitt Claime ffine and Concord the said John Pickering haue Giuen unto the s^d William and Mary his wife the sume of tenn thowsand pounds of tobacco

Taken & acknowledged Before
Mee the 4th Aprill 1665.
Philip Calvert

Witt: Smyth
Mary Smyth

Thomas Sprigg High sherriffe of Caluert County makes returne of that Execuōn taken out by John Gittings the Attorney of Margarite Perry in folio 395 ags^t the Estate of Mary Bateman the Executrix of John Bateman Esq^r de^{cd} wth this endorcmt^t on the back side thus—(uiz^t)

Executed to the full uallue of the Appraysm^t being One hundred and thirety nine thowsand Nine hundred seauenty and One pounds of tobaccoe p̄ mee
Thomas Sprigg sherriffe

The End of this Booke p̄ me Daniel Jenifer

Liber F F Recorde of the Provinciaall Co^{rt} for thie Prouince of Maryland
[p. 1] Begining the First and Twentyeth day of March Anno
Domini One Thousand six hundred sixty and Five

April p^{ma} John Edmondson t̄ds writt ags^t Thomas Bradley in an accōn of Debt uppon Accompt to the uallue of 5200th tobb

Warr^t to sherriffe of Anne Arrundell and to the sherriffe of Kent County to Arrest &^c Reī next Prouin^{all} Court the 13th Iune—

To the Honno^{ble} Gouverno^r & Councell of Maryland

The humble petⁿ of John Edmondson Sheweth

That Thomas Bradley of Anne Arundell County stands endebted to yo^r pet^r by accompt in the sume of ffine thowsand Two hundred pounds of tobaccoe which said sume hath by yo^r pet^r been often demanded but utterly refused by the said Bradley to make satisfacōn therein whereuppon yo^r pet^r bringeth this his accōn—And humbly Craues Ord^r of this Honn^{ble} Court ags^t the said Bradley whereby hee may be Compelled to satisfye the said 5200th tob: wth daīnages & Cost of suite And he as in duty bound shall euer pray &^c

To the Hon^{ble} the Governo^r and Councill

Liber F F
[p. 2]

These p^rsents humbly Sheweth

That I Tho: Dent In Compliance and Obedience to a writt of Ext^{nt} directed to mee the 3^d day of March 1664 and signed by the Honn^{ble} Philip Caluert Chancello^r to Extend the moyety of any the lands Tenem^{ts} and Hereditam^{ts} of Thomas Gerrard late of S^t Clements Mann^r Gen^t, haue warned these men hereafter men^{tioned}, who being Conuened att the manno^r howse of S^t Clements aforesaid belonging unto the said Gerrard to extend the moyety of the said manno^r And Veiwing the land Beginning att an oyster shell point neer the s^d manno^r howse and running up a Creeke Called the Back Creeke and soe along the Easterne side of the said Creeke Vntill yo^w come to a swampe called the maiden swamp and along the swamp to the end thereof, from thence by a direct line until yo^w meet wth the head of a Creeke that diuideth a neck called the Broade neck from the land of M^r Robert Cole deceased and thence along the said Creekes side to S^t Clements Bay and soe along the said Bay side and Potomake riuer side (including S^t Clements Island) untill yo^w come to the mouth of a Creeke Called Mattapeny Creeke and all along the easterne side of the said Creeke unto the aforesaid oystershell poynt) together wth other proffitts and Comodities thereof doe Apprayse the same att fourty seauen pounds thireteene shillings three pence sterling yearly which said land att the rate extended will in ffowreteene yeares make up the sume of six hundred sixty seuen pounds ffue shillings and six pence wittnes my hand and seale and the handes and seales of all the rest who are Apprayse^{rs} the 30th day of March anno Domini 1665

Tho Dent	Seale	George Kinge	Seale
Luke Gardner	Seale	Robert Ratcliffe	Seale
W ^m Barton	Seale	Robert R Parre	Seale
W ^m Rosewell	Seale	John W Goldsmyth	Seale
James Martin	Seale	Edward ∞ Turner	Seale
John Smyth	Seale	John ∞ Gee	Seale
James Edmonds	Seale	Richard N ffost ^r	Seale

Abraham ffoxall by his Attorney John ffoxall t^{ts} writt ag^t [p. 3]
Absolon Couant in an acc^{on} of his Case upon Trouer and Conuer- April 17th
sion to the uallue of ffifty thowsand pounds of tobaccoe

Warr^t to sherriffe of S^t Marys County to arrest &c Ref 13th June
next Prouin^{all} Court

To the honn^{ble} the Governo^r and Councill of the Prouince of
Maryland

The humble petⁿ of Abraham ffoxall by his Attorney John ffoxall
Sheweth

Liber F F That yo^r pet^r hauing shipped on Board the Jacob of Bristol Absolon Couant mast^r a Cargo of Goods as by his Chart^r p^{te} dated at Bristoll 24th Sep^t 1664 may more at large appeare and by the said Chart^r party the s^d Couant & Company belonging to the said shipp were bound to deliuer the said Cargo of Goods after theire arriuall in this Prouince unto yo^r pet^r upon demand, w^{ch} Contrary to the said Chart^r p^{te} they refused to doe & unjustly detained them

That the said ffoxall hyred Cap^t Allens slooppe and men to fetch his aforesaid Goods but the said Couant refused to deliuer them p^rtending the said ffoxall had noe right to them and kept the said Allen and his men and slooppe 4 or 5 dayes for which yo^r pet^r satisfied them and att last gaue yo^r pet^r part onely of his Goods, but when yo^r pet^r came afterwards for the remaind^r of his goods which came to neer the uallue of three hundred pounds sterling, which yo^r pet^r hyred of Cap^t James Neale, the said Couant refused to deliuer them to yo^r pet^r after which the said ffoxhall went wth Mr Slys boate and handes to demand his aforesaid goods & 3 or 4 times more wth his owne boate and hands but still the said Couant and Company refused to deliuer them, soe that by the said Couants wrongfully detaining of them yo^r pet^r could not sell them to accomplish his freight but was forced to dispose of the freight before the dayes were expired to his uery greate losse & da^mage

[p. 4] That the said Couant hath kept the Goods aforesaid from the 27th of Decemb^r untill the 16th or 17th of ffebruary last and some of the said Goods he hath disposed of imbezelled and changed and will giue the said ffoxhall noe acc^t of them nor can he get them to this day to the da^mage of yo^r pet^r fifty thowsand pounds of tobacco—

Wherefore yo^r pet^r humbly prayes Order of this Hon^{ble} Court ag^t the said Couant for his unjustly deteyning the said ffoxhalls goods to yo^r pet^{rs} uery greate da^mage or that yo^r honn^{rs} will be pleased to appoint an able Iury to Consider therein and allow yo^r pet^r such da^mage as to yo^r Honn^{rs} shall seeme meete—And he shall pray &^c

April 7th John ffoxhall t^{ds} writt ags^t Absolon Couant in an Accōn of his Case upon Trouer and Conuersion to the uallue of tenn thowsand pounds of tobacco—

Warr^t to sherriffe of S^t Marys County to arrest &^c Re^t 13th June next Prouin^{all} Court—

To the hon^{ble} the Gouverno^r and Councell of the Prouince of Maryland

The humble petⁿ of John ffoxhall Sheweth

That yo^r pet^r being engaged by Charter party to ship 40 h^{nds} of tobacco aboard the Jacob of Bristoll Absolon Couant Comand^r and had giuen him notice to receiue the same, foure of which lying aboue

one mile from the water side the said Couant did refuse to fetch them whereupon yo^r pet^r gaue him 4 ~~hnds~~ out of his owne house which made up the said sume of 40 ~~hnds~~ which he was engaged to ship on board as aforesaid but the said Couant hauing an intent to defraud yo^r pet^r of the said 4 ~~hnds~~ of tobacco after they were shipt on board his shipe seized unjustly upon the said 4 ~~hnds~~ of tobacco and scratches out the markes of them and marks and numbers them as he thought fitt, in p^tence of stoppage of a debt that was due to him from the said ffoxhall though neuer demanded, which yo^r pet^r is ready to make appeare by sufficient wittnes—

Therefore yo^r pet^r humbly prayes Ord^r of this Hon^{ble} Court agst^t the said Couant for such his unjust proceedings as the Act in that Case prouided doth direct And he shall pray &^c

Know all men by these p^rsents that I Abraham ffoxall of Burning- ham in the County of warwick am bound and firmly obleiged vnto Thomas Yate of the City of Bristoll merch^t the full weight of Eight thowsand Eight hundred pounds of good merchantable tobaccoe to be paid to the said Thomas Yate his Executo^{rs} or Adm^{rs} to the which paym^t well & truely to be made I binde my selfe my heires Executo^{rs} and Adm^{rs} firmly by these p^rsents sealed with my seale and dated the 24th day of September in the yeare of Our Lord God One thowsand six hundred sixty and fower— [p. 51]

The Condiçon of this Obligaçon is such that if the aboue bound Abraham ffoxall his Executo^{rs} or Assignes doe and shall wth in the space of forty dayes next after his arriuall in Vergenia well and truely pay or Cause to be paid unto the aboue named Thomas Yate his Executo^{rs} or Assignes the full weight of fower thowsand eight hundred pounds of good sound merchantable Virgenia in Caske, that then this Obligaçon to be void or else to stand in full force and Vertue

Sigitt and deliued in

Abraham ffoxall Seale

the p^rsence of—

Tho: Webb

Richard Pill

Thomas Paine desires the marke of his Cattle may be recorded which is as followeth (uiz^t) Cropt and slitt on both eares And vnder keel'd on the Rig^t Eare. Ap^r 19th

John Wright dds writt ags^t Cap^t Thomas Smyth in an accõ of Assault and Battery to the uallue of One hundred thowsand pounds of tobaccoe

Warr^t to sherriffe of S^t Marys County to arrest &^c. Re^t 13th June next Prouin^{all} Court

The said Wright dds summons for W^m Caluert Esq^r and Stephen Tully to testifye in ditto Causo—

Summons to sher^r of S^t Marys and Kent County to warne &^c—

Liber FF To the hon^{ble} Gouverno^r and Councill of the prouince of Maryland
[p. 6] The humble petⁿ of John Wright

Sheweth that whereas yo^r pet^r had freight taken on board the Accamack merc^{ht} Mr Tho: Smyth Comand^r for 30 hñds of tobacco by Chart^r party and 10 hñds more by promise in all 40 hñds as yo^r pet^r can proue in purseance of which the said Smyth sent his Boatswaine and another seaman wth Cap^t Tullyes sloop which he had borrowed to fetch the said tobacco on board and when it was in the shipe yo^r pet^r being then there, went to the said Smyth to demand bills of loading for the abouesaid tobacco which the said Smyth refused to giue yo^r pet^r, reuileing him wth tearmes of Cheating Knaue and Cheating Rogue, taking up a great rope and striking yo^r pet^r many blowes wth it forcing yo^r pet^r out of his shipe into the Boate of William Caluert Esq³ who was a spectato^r in the said place, by which meanes yo^r pet^r was forced to goe on shore to p^rserue his life, where yo^r pet^r was forced to Continue 4 dayes wthout doing any thinge att all of his bussiness there, and was wholly obstructed by that meanes of managing his affaires at home in making up his acc^{ts} for his employers in England and settling other respeciuie accompts in the Country which said acc^{ts} should haue gone home by Cap^t Morrice the not p^rforming hereof in all probabilitie wth reproachable language giuen unjustly to yo^r pet^r may in all likelyhood loose his employ^{mt} which is his whole liuelyhood being yearely intrusted wth 500^{lb} sterling, to his damage and defame one hundred thowsand pounds of tobacco the humble request of yo^r pet^r is that the said Smyth may be Compelled to repaire the reputa^{co}n of yo^r pet^r publicke in open Court wth repara^{co}n of the unjustifyable battery the losse of time Charges and damage wth Cost of suite and trouble, And yo^r pet^r shall pray &^c

Ap^r 19th John Whright tñds writt ags^t Cap^t Thomas Smyth in an accōn
uppon his Case to the uallue of 18000^{lb} tob:

Warr^t to sherriffe of S^t Marys County to arrest &^c. Re^t 13th June
next Prouin^{all} Court—

The said Wright tñds suñons for Rob^t Searell Boatswaine and Will^m Clayton to testifye In the said Cause &^c

Summons to sherriffe of S^t Marys County to warne &^c Vnd^r pen-
alty of 500 tob if they appear not each person

[p. 7] To the Rig^t Hon^{ble} the Gouverno^r & Councill

The humble petⁿ of Jn^o wright, sheweth

That whereas yo^r pet^r had freight taken aboard the Accamack merc^{ht} Mr Thomas Smyth Comand^r for 30 hñds by Chart^r party and 10 hñds more by promise in all 40 hñds as yo^r pet^r can proue now the said Smyth hauing receiued the aboues^d tobacco aboard the said shipe refuses to giue yo^r pet^r bills of loaden

Therefore yo^r pet^r desires that the s^d shipe may be stopt untill the said Smyth haue giuen yo^r pet^r bills of loading wth Cost of suite damages & Charges And yo^r pet^r shall euer pray &^c Liber F F

Reymond Staplefort dōs warr^t ags^t John Hawkins and Thomas Wells in an accōn uppon his Case to the uallue of ffine hundred pounds sterling— April 20th

Warr^t to sherriffe of Baltemore County or any other sherriffe wthin this prouince to arrest &^c. Reī 13th June next Prouin^{all} Court—

To the Hon^{ble} Gouverno^r and Councell of the prouince of Maryland

The humble petⁿ of Reym^d Staplefort Sheweth

That whereas yo^r pet^r hath let a Vessell unto John Hawkins and Tho: Wills for eight months Certaine or twelue months uncertaine the said Hawkins hauing told yo^r pet^r that he might take his leaue of the Vessell and that yo^r pet^r should see her noe more. Wherefore yo^r pet^r humbly desireth that yo^r Honn^{rs} would be pleased to take it into yo^r serious and Judicious Considera^ōns and cause them to giue yo^r pet^r sufficient security to the uallue of ffine hundred pounds sterling for the deliuey of the Vessell and paym^t of the freight uppon the 10th day of June next ensueing and cause them to put in a mast^r by reason they are freighters, and it is not according to Condi^ōn, that either of them should goe as mast^r of the Vessell And yo^r pet^r shall euer pray &^c—

Comand Philip Caluert Esq^g and Anne his wife that Justly &^c they keepe wth Richard Preston of Caluert County the Couen^t &^c of the manno^r of Wolsley in Talbott County Containing One thowsand acres of land wth the apurten^{ces} [p. 8]
Charles Caluert

And the Agreem^t is such that the said Philip Caluert And Anne his wife haue acknowledged the aforesaid manno^r wth the apurten^{ces} to be the Right of the said Richard Preston as those which the said Richard Preston hath of the Guift of the said Philip Caluert and Anne his wife and the same they haue remised and quitt Claimed from them and theire heires to the aforesaid Richard Preston and the heires of the said Richard Preston for euer, And further the said Philip Caluert and his wife Anne haue granted for them and the heires of the said Philip Caluert that they will warrant to the aforesaid Richard Preston and the heires of the said Richard Preston the aforesaid manno^r wth the aptuⁿces ag^t them the said Philip Caluert and Anne his wife and the heires of the said Philip Caluert for euer And for this Recogni^ōn Remission quitt Claime fine and Concord the said Richard Preston hath giuen to the said Philip Caluert five thowsand pounds of tobaccoe

Capta et Recognita

Coram me

Charles Caluert

Philip Caluert

Anne Caluert

Liber F F

March 18th 1664/5

A true Copy of an Inuenty of the Estate of Joseph ffinner taken
by me William Burges there being p^sent

M ^r Roger Gross	} Cap ^t Thomas Besson	} Commiss ^{rs}
M ^r George Puddington		

Imp^r 3 Cows 1 steere 3 yeares old 3 steeres 2 yeares old apeice
 3 steeres yearlings 1 yearling Heiffer
 about 20 head of hoggs small and greate
 1 flock bed 2 Boulsters and 2 old pillowes
 2 old ruggs 1 Couerled 2 Blanckitts
 1 paire of Cowrse Sheets 1 pillow beare
 1 small Chest one Chest more somewhat bigger
 7 yards & ½ of Blew linnin
 8 yards of Dowlas 3 yards ½ of holland
 2 Gunns 1 fixt the other unfixt
 1 large looking glass
 3 Iron wedges 1 p^r of maule rings 1 hand saw
 1 Auger 2 Smoothing Irons
 1 Iron pott 1 frying pann 1 Grid Iron
 1 pewter dish 9 pewter spoones 3 panns tinn, 1 parringer
 3 leather Chaires 1 spitt 1 old Chamber pott
 350 acres of land—

[p. 9]

Vera Copia teste me Nath: Heathcoate Cl^ke

Christopher Stephenson dds writt ags^t William Watts In an accōn
of Detinue to the uallue of 6000th tob:

Warr^t to sherriffe S^t Marys County to arrest &c. Re^t 13th June
next Prouin^{all} Court

To the hon^{ble} the Gouverno^r and Councell of the Prouince of Maryland
The humble petⁿ of Christopher Stephenson Sheweth

That whereas it was agreed upon betweene Will^m Watts and
Christopher Stephenson that the said Stephenson should with the
said Watts make a Crop of Corne and tobacco this p^sent yeare and
the said Stephenson was to pay to the said William Watts for his
dyett &c 300th tob: or one steere of three yeares old, whereuppon the
said Stephenson brought all his Clothes and Goods to the house of
the said W^m Watts, and likewise one mare which the said Stephenson
had bought the last yeare of Hugh and William Woodbury & payd
the one halfe of his said debt for the mare then ready downe and
past his bill for the remaind^r of the other halfe to be paid this Crop
wth which the said Woodbury was Content.

But now soe it is, that uppon some fallings out betwixt the aboue-
said partyes the said Stephenson not intending to liue any longer
wth the said Watts in regard of his dayly abusing the said Stephenson

going to take away his Clothes and Goods aforesaid the said Watts *Liber F F* refuseth to let him haue his mare but unjustly deteins her and dayly imployes her in sending to the mill &c— Verte

Wherefore yo^r pet^r humbly prayes Ord^r of this Hon^{ble} Co^{rt} to [p. 10] Compell the said Watts to deliuer yo^r pet^r his said mare and likewise to make yo^r pet^r such satisfaccōn for the unjust detaining of her as yo^r pet^r mought haue had for her hyre had she been in po^{ss}son And yo^r pet^r shall pray &c.

Christopher Stephenson dōs summons for Mary Gringe Edward Ap^r 21th Chicken and John Arnold to testifie in the foresaid Cause, uppon perill of forfeiting 500^{lb} tob: each p^rson to the Lord Prop^r if they appeare not

Summons to sherriffe of S^t Marys County to warne &c. Reī. 13th day of June 1665—

John Bayley dōs writt ags^t John Hawkins and Thomas Wills in 22th an accōn uppon his Case to the uallue of two hundred and fifty p^{nds} ste^r:

Warr^t to sherriffe of S^t Marys County or any other sherriffe wthin the prouince to arrest the said Hawkins and wills &c. Reī 13th June next Prouinciall Co^{rt}

To the Hono^{ble} Gouverno^r and Councell Assembled in the Prouinciall Court of Marylande

The humble petⁿ of John Balley Sheweth

That in the month of June last, Reymond Staplefort being then at New York did let out unto freight to John Hawkins and Thomas Wills a Vessell called the Prouidence of Maryland belonging One halfe to the said Staplefort and the other halfe to yo^r pet^r and although they all knew that yo^r said Pet^r was halfe Owner of the said Vessell yet haue they Combined together to put in the Bond of Chart^r p^{te} that the full freight is to be paid unto the said Staplefort as allsoe the uessell to be likewise deliuered unto him or to whome he shall appoint at the expira^on of the time of the said Affraightm^t, which was for eight months certaine and twelue months uncertaine, which Condi^ons giues yo^r pet^r Just cause of Jealousy that theire Inten^ons may be to depriue him him of his halfe of the said ffreight and deteine from him his said Vessell contrary to his will— Verte

The Premisses Considered yo^r pet^r humbly Craueth Ord^r of this [p. 11] Hon^{ble} Board that the said Hawkins and and Wills be constrained to alter the Condi^ons of the Chart^r p^{te} and therefore binde themselves to pay unto yo^r pet^r or Assignes halfe of the freight that shall be found due to the said Vessell and to deliuer her up (att least her halfe) either to him selfe or to his Assignes and not unto the s^d Staplefort And (as in duty bound) he shall pray &c.

Liber F F Joseph Hooper desires writt of Attachm^t ags^t the Estate of James
Ap^r 26th Jolly to the uallue of 1500th tob: and Caske wthin this prouince

Writt issued to the sherriffe of Charles County to attach &^c untill the said James Jolly shall appeare by himselfe or Attorney att the next Prouin^{all} Court to be holden att S^t Marys on the 13th day of June next to answeere the suite of the said Hooper in an accōn of debt to that uallue and abide Iudgm^t of Court therein and then and there to returne the writt—

To the Hon^{ble} Gouverno^r and Councell of the prouince of Maryland

The humble petⁿ of Joseph Hooper Marriner Sheweth

That whereas James Jolly hath absented himselfe out of this prouince, And stands endebted unto yo^r pet^r (as by specialty may more at large appeare) in the su^me of One thowsand ffiue hundred pounds of tobacco & Caske Wherefore yo^r pet^r humbly craues Order of this hon^{ble} Court for his said debt ags^t the said Jolles Estate wth da^mages and Cost of suite—And he shall pray &^c.

26th Daniel Jenifer dds Execu^con ags^t the Estate of James Iolly, the said Jenifer as Attorney of Charles Caluert Esq: to the uallue of Two Thowsand ffiue hundred pounds of tobaccoe and Caske being the remaind^r of 4000th tob: recovered of the said Jolly by Order of Court held the first of March 1664 and the same soe leauyed deliuer to the s^d Daniel Jenifer or to his Order—

To the sherriffe of Charles County &^c.

[p. 12] Cecilius &^c To the sherriffe of s^t Marys County Greeting Whereas Thomas Wells and John Hawkins haue taken to freight A Certaine Vessell called the Prouidence of Maryland of Reymond Staplefort for which there is due to the said Staplefort the su^me of One hundred and twenty pounds sterling And whereas the said Staplefort is accused of felony, Theis are to will and require yo^w to secure the said Thomas Wells and John Hawkins, till they giue yo^w in speciall security for the said One hundred and twenty pounds, and hereof fayle yo^w not wth the returne of this o^r writt Giuen att S^t Marys this 25th of Aprill 1665 Wittnes Our deare Brother Philip Caluert Esq Our Chancello^r of Our said prouince of Maryland

Philip Caluert

Cecilius &^c To the sherriffe of S^t Marys County Greeting Whereas Reymond Staplefort of Caluert County Owner of a Certaine Vessell called the Prouidence of Maryland now in the po^{ss}on of Thomas Wells and John Hawkins and whereas the said Reymond Staplefort is accused of felony, Theis are therefore in the name of the Right Hon^{ble} the Lord Proprietary to will and require yo^w to seize the said Vessell soe that yo^w may haue the said Vessell before Our Gouverno^r

and Councill at S^t Marys att Our next Prouin^{all} Court 13th of June Liber F F
and then and there returne this o^r writt Giuen att S^t Marys this 25th
of Ap^rl 1665 wittnes Our deare Brother Philip Caluert Esq³ Chan-
cello^r of Our said Prouince of Maryland— Philip Caluert

Whereas Thomas Smyth Mast^r of the shipe Accomacke Merchant
now riding in S^t Georges riuier refuseth to yeild his Obedience to
Certaine warr^{ts} sued out of Our Prou^{all} Court ag^t him the said Smyth
by John Wright to the Contempt of his lōps Gouvernm^t, Theis are to
will and require yo^w to be aiding and assisting to John Lawson High
sherriffe of S^t Marys County or his deputies in executing the said
warrants uppon the said Smyth, hereof fayle not as yo^w will answere
the Contrary at yo^r perill Giuen &^c this 26th day of Aprill 1665
To all Constables and all other the Philip Caluert
Inhabitants of s^t Marys County

Cecilius &^c To the sherriffe of Caluert County Greeting It is [p. 13]
shewne unto Vs on the behalfe of Nicholas Gwyther late sherriffe
of s^t Marys County that whereas hee impleaded Robert Stack for
1700^{lb} tob: in Our Prouin^{all} Court due to him the said Gwyther from
the s^d Stack for fees during his imprisonm^t wth the said Gwyther and
by process thereupon in Our said Court made: Wee did Comand
yo^w that yo^w should take the s^d Stack into yo^r Custody soe that yo^w
might haue his body att Our Prouin^{all} Court the 20th day of Decemb^r
1664 there to answere the suite of the said Nicholas Gwyther for
the debt of 1700^{lb} tob: aforesaid, and yo^w at the said day made noe
Returne of the said writt, when as in Our said Pro^{all} Court by the
said Nicholas Gwyther it was testified that the said Stack (before
our Gouverno^r and Councill) was then detained in yo^r Custody And
therefore wee Comand yo^w if it be soe that then yo^w haue the Body
of the said Rob^t Stack before Our Gouverno^r and Councill in Our
Prouin^{all} Co^rt to be held the 13th day of June next, there to answere
the said Nicholas Gwyther of the aforesaid debt & further to doe and
receiue what our Pro^{all} Court shall consider in that case and haue
thou there this writt &^c. Wittnes Our deare Brother Philip Caluert
Esq³ Our Chancello^r of Our said Prouince of Maryland this 26th day
of Aprill 1665—

Reymond Staplefort dds summons for Rich^d Taylor and his now Ap^r 26th
wife to testifie in Causo inter the said Staplefort p^{ft}: and Thomas
Wills and John Hawkins def^ts in an accōn upon his Case to the
uallue of 500^{lb} sterling att the next Prou^{all} Court 13th June next
uppon perill of forfeiting 500^{lb} tob: each p^rson if they appeare not—
Warr^t to sherriffe S^t Marys County to arrest &^c.

Liber F F William Moffett the Attorney of Richard Allen merch^t dds writt ags^t Thomas Bowdell who maryed the Relict of Stephen Clifton in an accōn of debt uppon accompte to the uallue of 6700^{lb} tob:—

Warr^t to sherriffe of Caluert County to arrest &c. Reī 13th June next Prou^{all} Court—

[p. 14] To the hon^{ble} the Gouverno^r & Councell of the Prouince of Maryland
The humble peī of W^m Moffett the Attorney of Rich^d Allen Merch^t
Sheweth

That Stephen Clifton late dec^d was ended by account 93^{lb} sterling in money for Certaine Goods deliuered unto him by yo^r pet^r this p^rsent yeare, which sume of money was to be paid in tobacco att 7 farthings p^r pound, yo^r pet^r hauing receiued 25 h^{nds} of tob: from the said Clifton in part of paym^t of the s^d debt there being still unpaid six thowsand seauen hundred pounds of tobacco of the said debt yo^r pet^r therefore Craueth of this Hon^{ble} Court an Ord^r an Order ags^t Thomas Bowdell who maryed the widdow of Stephen Clifton for the said debt wth Cost of suite, and yo^r pet^r shall euer pray &c.

May 8th Then Lycence granted to Jonathan Hopkinson of South riuer in the County of Ann Arundell to keepe an Ordinary or Inn att his now dwelling howse

Mutatis mutandis ut est in lib: 1658 de prouin^{all} in folio 12: to Philip Land—wth the like Bond or Recognizance to the Lord Prop^y acknowledged before Tho: Beesson and Samuell Wythers gent: being thereto impwred

ditto die Cott William Euans dds writt as ffeoffe in trust to the Estate of John Medley dec^d in an accōn uppon his Case for the deliury of a mare and fould which hee to us Complaineth (ags^t Walter Pake) the said Pake ought to doe) and for damages thereuppon 4000^{lb} tob: and Caske—

Warr^t to sherriffe of S^t Marys County to arrest &c. Reī 13th June next then Prouinciall Court held

[p. 15] Maryland—Cott W^m Euans of s^t Marys County in this prouince Complaineth against James Jolly & Walter Pake of the same County Innholders, for that whereas thay the said James Iolly and Walter Pake hath by there deeds in the afores^d County made signed and deliuered the 6th day of Ap^r 1664 last past obleig^d themselues there heires Executo^{rs} and Administrato^{rs} Joyntly & seuerally unto the said William Euans ffeoffe in trust to the Estate of John Medley deceased, or to him his heires or Assignes One able young mare wth a foale by her side to be sound winde and limbe and to be deliuered unto the said W^m Euans at or uppon the last day of Aprill then next

ensueing the date of the abovesaid Obligacon being uppon good Con- sideracon as by the aforesaid Obligacon may (Relacon being there- unto had) more amply appeare Liber F F

Now soe it is that they the aforesaid James Iolly and Walter Pake the abovesaid Obligacon not minding nor regarding, but him the said W^m Euans: they Craftyly and deceitfully Intending to Cozen and defraud hath not according to theire obligacon aforesaid the said mare and foale deliuered and although he the said William Euans hath of him the said Walter Pake to say seuerall times demanded the p^rformance of the said Obligacon yet neuerthelesse, he the said Walter Pake hath and still doth refuse the aforesaid Obligacon to p^rforme in manner and forme as aforesaid, Whereuppon hee saith is made the worse and dampnified to the ualue of ffowre thowsand pounds of tobacco and Caske whereuppon hee bringeth this his suite and prayeth Iudgm^t for the said mare and foale and for his damage wth Cost of suite—

Coff William Euans tds summons for W^m Smyth and George Reynolds to testifye &c in ditto Causo foregoeing uppon perill of forfeiting 500th tob: each person in Case they appeare not according to summons [p. 16]
May 8th

Warr^t to sherriffe of S^t Marys County to warne &c. Reī: 13th June next Prouin^{all} Court

To the Rig^t Hon^{ble} Charles Caluert Esq^r Leiu^t Generall and Gouverno^r of Maryland And to the Gentlemen of the Hon^{ble} Councell in Prouinciall Court

The Humble petⁿ of Philip Holedger Humbly sheweth

That whereas yo^r pet^r being lately marryed to Mary Hasling Daughter to Jeremiah Hasling late of South riuier in this prouince deceased, and she being heire apparent unto the said Hasling hath thereby right to and property in all such goods Chattles lands and Tenem^{ts} the which the said Jeremiah Hasling dyed possest off either in deed or law

Now soe it is that not long before the death of the said Jeremiah hee did by will giue and bequeath unto the wife of the supplyant and one other of his daughters by name Phebe then liuing and since allsoe deceased, his whole Estate both Reall and P^rsonall in moieties which said will by Causualty was lost and not long after the loseing of the s^d will he the said Jeremiah Hasling Did fall into a mortall deasease by which Visitacon of sickness he sometime before his death was totally depriued of his Reason and sences, In and uppon which Juncture of time he the said Jeremiah being in that lamentable and miserable affliction by Visited by One James Southward, now of Baltemore in this Prouince, And he the said Southward them the s^d Children of him the said Hasling wickedly maliciously & Couetiously

Liber F F minding and intending to Cozen Cheate Defraude and disinherite then to say in the howse of the s^d Hasling in South riuer, scituate on a plantacon Called Turkeys point not long before the decease of the s^d Jeremiah did by Combinacon wth one Anthony D'mondidier then seruant to the said Jeremiah deceased, make Compose forge and publish a Certaine writing called the last will and testam^t of him the said Jeremiah deceased the which they the said James Southward [p. 17] and Anthony D'mondidier did and still doe averr that he the said Jeremiah did make signe and deliuer as his last will and testam^t the which is utterly false and untrue, and by Culler and tenor of the said p^rtended will the said James Southward hath poss^{ed} himselfe of the greatest part of the said Estate of him the said Jeremiah to the greate losse damage detriment and disherizen of the heire of the said Jeremiah now the wife of yo^r suppliant, the p^rmisses duely Considered yo^r Humble petition^r doe humbly pray that yo^r Honn^{rs} will grant unto yo^r pet^r yo^r Honno^{rs} speciall warrant (him the said James Southward & the said Anthony D'mondidier) to Comand to attend at the Prouin^{all} Court held the 13th day of June next to Answer to the Complainte of yo^r Humble petitioner in this Case p^rsented whereby yo^r pet^r may (uppon the hearing of the p^rmisses and the seuerall Circumstances thereunto relating before yo^r Honno^{rs}) Obtaine the said Estate now in the poss^{on} of him the said Southward the which yo^r pet^r can substantially proue he the said Southward by Culler and p^rtences of the aforesaid forged will hath for seuerall yeares last past unjustly kept and wthheld from yo^r pet^{rs} wife—And yo^r pet^r as in duty bound shall euer pray &c—

May 10th Philip Holleger who married the daughter of Jeremiah Hasling t^{ds} writt ags^t James Southward of Baltimore County the Adminis-
trato^r of Jeremiah Hasling in an acc^{on} uppon his Case to the uallue
of 40000^{lb} tobacco

Warr^t to sherriffe of Baltimore County to arrest &c. Reī 13th
June next Prouinciall Courte

ditto die The said Holleger t^{ds} writt ags^t Anthony D'mondidier in an
acc^{on} uppon his Case to the aboues^d uallue

Warr^t to sherriffe of Anne Arrundell to arrest &c. Retuī 13th of
June next Prouinciall Court

The said Holleger t^{ds} summons for George Safier Jonathⁿ Hop-
kinson to testifie in ditto Causo upon perill of 500^{lb} tob: forfeiting
to the Lord Prop^r in Case they appeare not &c.

Warr^t to sherriffe Anne Arundell and Talbott Counties reī 13th
June next—

[p. 18]
May 10th The foregoeing Holleger t^{ds} summons for William Stanley Mary
his wife and Thomas Snow to testifie in ditto Causo, uppon perill
of forfeiting 500^{lb} each p^rson in Case they appeare not according to
summons—

Warr^t to sherriffe of Baltemore County to warne &c. Re^t 13th Liber F F
June next Prouinciall Court

The said Holleger d^{ts} summons for John Webster to testifie in ditto die
ditto Causo upon perill of forfeitinge 500^{lb} tob: in case he appeare
not according to summons

Warr^t to sherriffe of Kent County to warne &c. Re^t 13th June next
Prouin^{all} Court—

Maryland

Thomas Nottley Attorney to John Bowcock of Appamattax in the
County of Westmerland in Vergen^a plant^r Executo^r of the Estate of
Thomas Miller dec^d Complaineth ags^t Joseph Harrison of Auon
Riuer in Charles County in this prouince for that whereas the said
Thomas Miller in his life time to say the 23^d day of ffebruary 1659
did leaue in the Custody of the said Harrison Attorney to the said
Miller att his departure from this prouince Certaine Goods and Chat-
tles hereafter named to say one bill of ffowreteene hundred pounds of
tobacco, one bill of seauen hundred weight of Pork Two Cowes wth
Calfe one steare of two yeares old One yearling heifer and a yearling
steare, The which said Goods and Chattles he the said Harrison
(then) to say the day and yeare aforesaid did acknowledge to haue re-
ceiued and therein in the said acknowledgm^t did oblige himselfe his
heires or assignes Restitu^{on} of the said Goods and Chattles affore-
said to say at the Returne of the said Miller into this prouince or be-
fore to make—Now soe it is the s^d Bowcock by his Attorney affore-
said hauing made demand of him the said Harrison Restitu^{on} to
make according to the tenor of his the said Harrisons obligac^{on}
afores^d yet neuertheless he the said Harrison him the said Bowcock
intending to deceiue defraud & cousin hath and still doth refuse to
make Restitu^{on} In manner and forme aforesaid for which the said [p. 19]
plaintiffs Attornor is the worse and dampnified to the uallue of
twenty thowsand pounds of tobaccoe And therefore brings this his
suite and prayeth Iudgm^t ags^t the said Harrison for Restitu^{on} of
the afforesaid Goods and Chattles, And for da^mage and Cost of suite
Tho: Notley

The said Notley dem^{ds} writt ags^t Joseph Harrison late Attorney May 11th
to Thomas Miller, to answere the suite of Thos Nottley Attorney to
John Bowcock Executo^r of the Estate of Thomas Miller dec^d in an
acc^{on} uppon his case to the uallue of 20000^{lb} tobaccoe

Warr^t to sherriffe of Charles County to arrest &c. Re^t 13th June
next Prouinciall Court

The said Nottley d^{ts} summons for Thomas Robinson and Sidraick
Willes to testifie in ditto Causo, uppon perill of forfeiting each
p^rson 500^{lb} tob: to the Lord Prop^r in Case they appeare not according
to summons

Warr^t to sherriffe of Charles County to warne &c. Re^t. 13th June
next Prouin^{all} Court—

Liber F F The said Nottley dds summons for John Smyth and Thomas Oakeley to testifie in ditto Causo uppon the perill aforesaid in case they appeare not—

Warr^t to sherriffe of S^t Marys County to warne &c. Reī: 13th June next Prouin^{all} Court—

Thomas Nottley plt: } The p^{lt} declares ags^t the dēft in an accōn
Raphael Haywood dēft } of Debt For that whereas the dēft stands bound and Obliged to the p^{lt}: his heires Executo^{rs} or Assignes in One Obligacon bearing date the 6th day of January 1664 and in the penall quantity of fffifteene hundred pounds of tobacco and Caske, to deliuer unto the p^{lt}: two good sound young melch Cowes either great wth Calfe or Calues by theire sides at or before the first day of Aprill 1665 wth a firme and good Bill or Bills of sale for them, the said Cattle to be deliuered unto the p^{lt} or his Assignes uppon S^t Clements manno^r in S^t Marys County Verte

[p. 20] Now soe it is the prefixt time for the deliury of the abouesaid Cattle as aforesaid being past and demand being made thereof the dēft doth utterly refuse soe to doe according to the tenor of his Obligacon (Relacon being thereunto had may more at large appeare) to the p^{lt}s damage One thowsand pounds of tob: whereupon he bringeth his suite And prayeth Iudgm^t ags^t the dēft for the said sume of fiftene hundred pounds of tobacco wth damages and Cost of suite

May 11th Thomas Nottley dds writt ag^t Raphael Howard in an accōn of debt to the uallue of 1500^{lb} tob: and 1000^{lb} tob: for damages there-uppon—

Warr^t to sherriffe of Caluert County to arrest &c Reī 13th June next Prouin^{all} Co^{rt}

ditto die The said Nottley dds summons for Cap^t Luke Gardner John Gee Rob^t Sampson And Rowland White to testifie in ditto Causo uppon perill of forfeiting 500^{lb} tob: each p^rson to the Lord Prop^r in case they appeare not according to summons—

Warr^t to sherriffe of S^t Marys County to warne &c Reī. next Prouin^{all} Co^{rt} ut supra—

Know all men by these p^rsents that I Thomas Elwes of London Grocer haue made Ordained and in my stead and place haue put and Constituted and by these p^rsents doe put and Constitute Cap^t Sampson Waring of the Clifts Caluert County in Maryland plant^r my true and lawfull Attorney for me and in my name and to my use to Aske demand Recouer and receiue all and singuler such sume and summes of tobacco as unto me now are due owing belonging or appertaining in Maryland aforesaid by any person or persons whatsoever nothing excepted nor reserued be it by bill Booke Obligacon accompt Couenant promise or otherwise by any wayes or meanes whatsoever,

Giuing and by these p'sents granting unto my said Attorney my full power and lawfull Authority touching the p'misses or any parte thereof, and if need be to appeare in all Courts for me and in my name and stead and to my use by all lawfull wayes and meanes whatsoeuer to doe say sue Impleade prosecute arrest attach Imprison and out of prison to deliuer and to recouer Receiue Compound agree Release acquitt & discharge giuing and granting to his said Attorney full power and Authority to Elect nominate and appointe one Attorney more, and at his pleasure to reuoke, and whatsoeuer my said Attorney or his substitute shall lawfully doe cause or procure to be done in or about the p'misses to the use aforesaid, I doe and will Rattifye Confirm and allow of the same for good and Effectuall in law at all times hereafter by these p'sents, In wittnes whereof I haue hereunto put my hand and seale the twelue day of May One thowsand six hundred sixty ffiue

Liber F F
[p. 21]

Signed sealed & deliuered

Signed Thomas Elwes seale

In the p'sence of

William Smith

Richard Wells Jun^r

The foregoeing Power or letter of Attorney from Thomas Elwes past to Sampson Waring was by both parties desired it should on Record be Entred p̄ me

Daniel Jenifer C^{ke}

William Cosh marriner dds writt ag^t Joseph Soane in an acc^{on} May 13th uppon his Case to the uallue of 3000^{lb} tob:

Warr^t to sherriffe of Caluert County to arrest &c. Re^t 13th June next Prouin^{all} Court—

The said Cosh dds summons for John Knapp to giue Euidence and testifie in ditto Causo uppon perill of forfeiting 500^{lb} in Case he appeares not according to sum^{ons}

Warr^t to sherriffe of Caluert County to warne &c. Re^t 13th June next Prouin^{all} Court

William Cosh Marriner Complaineth against Joseph Soane lately arriued in this Prouince of Maryland in the shipe or ffrygott Called the Jane whereof Daudid Anderson was mast^r from the Barbadoes

[p. 22]

The Complainant sayth that the said Soane Dēff^t was uppon purchase of a sloop belonging to the Plaintiffe about the latter end of Aprill last past or thereabouts and the Defend^t hauing Occasione to Transport seuerall goods or merchandize for the riu^{er} of Petuxent, from the riu^{er} of Wicocomoco where the aforesaid Sloop then was, Did agree wth the plaintiffe that he the p^{lt}: should wth his sloop afforesaid Transport such Goods as aforesaid, According to her burden unto the Riu^{er} of Petuxent wthin this prouince and if then that is to say, at her Arriuall in the s^d riu^{er} of Petuxent if the said Soane the Dēff^t: and him the said William Cosh the Plaintiffe

Liber FF should not proceed to Consumate the agreem^t in point of the purchase of the said sloop as afforesaid that he the said Soane would pay satisfie and Content the p^t: for his freight from the said riu^r of Wiccocomoco unto the said riu^r of Petuxent to Content, and the Plaintiffe and Defend^t not agreeing about the purchase afores^d the p^t did therefore demand satisfac^on for the said freight but he the dēft hath and still doth deny to giue him reasonable satisfac^on wherefore the p^t saith in ffact he is Dampnified three thowsand pounds of tobacco and,

Therefore humbly Craueth Judgm^t of this Hon^{ble} Court for his afforesaid agreem^t wth dam^ages Cost and Charge of suite And he shall pray &c.

[p. 23] Know all men by theis p^rsents that I John Neuill of Charles County in the prouince of Maryland haue of my owne free will and Voluntary motion Giuen and Granted And by theis p^rsents Doe giue grant and sett ouer unto my well beloued wife Johanna Neuill One Planta^on of my owne Conteyning ffine hundred acres of land and Comonly called or knowne by the name of Mooredith according to Pattent together wth six Cowes and theire encrease and halfe of all my p^rsonall estate either seru^{ts} or other Estate immediately upon my decease likewise aboue and more then the said halfe I doe freely giue to my said wife One black mare bought of M^r Rob^t Slye marked of the said Slys marke on both buttocks together with all the encrease she now hath or euer shall haue, To haue and to hould the said land Cowes Mare and Encrease and all & singuler other the p^rmisses before Giuen unto the said Johanna Neuill and the heires of her Body foreuer to theire owne proper use and behoofe But in Case the said Johanna Neuill dies wthout issue lawfully begott on her Body then all the before giuen p^rmisses to Returne to my next and immediate heires, Prouided and allwayes excepted the before Giuen p^rmisses be in my possession and to my use, (yet not to be imbezilled) till the time of my decease, In Wittnes whereof I the said John Neuill haue hereto put my hand and seale this 12th January 1664—

Signed sealed & deliuered

John ~~+~~ Neuill seale
ma^r.

In the p^rsence of Vs

William Price

Thomas Lomax

William Nine ffingers

Henry Baylye

May 18th Summons then issued to the sherriffe of Caluert County to sum^ons 24 p^rsons of that County to serue as Jurors at the next Pro-
uinciall Co^rt to be held at S^t Marys on the 13th June next in what

Causes soeuer shall then be depending betwixt the Lord Prop^r p^lt Liber FF and any p^rson to Vs p^rsented as Criminalls deftⁿ wherein they are not to fayle as they will answere the Contrary at theire perills—

The same issued to the sherriffe of Charles County to summons 18th 24 p^rsons wthin that County mutatis mutandis—

John Norwood dds writt ags^t Thomas Hammond in an accōn of [p. 24] Trouer & Conuersion to the uallue of three thowsand pounds of May 17th tobacco—

Warr^t to sherriffe of Anne Arundell County to arrest &c. Ret 13th June next Prouin^{all} Court—

To the honn^{ble} the Gouverno^r & Councell

John Norwood of Norwood in the County of Anne Arundell gen^t & late high sherriffe of the said County Complaines ag^t Thomas Hamond in the Custody of the sherriffe of the s^d County for that whereas the said John Norwood upon the 15th day of Nouemb^r in the yeare of Our Lord 1662 being high sherriffe of the said County did by law seize a Certaine hñd of tobacco weighing foure hundred & fourty pounds nett in the tobacco house of the said Thomas Hammond for a fine due from John Hammond his sonne for not appearing att musters and soe became poss^d of the said hñd of tobacco as of his owne proper goods marked wth his marke and hee being thereof poss^d he the said John Norwood that hñd of tobacco afterwards (to witt) the 17th day of Nouemb^r aforesaid out of his handes and possession did loose and let goe leauing it in the tobacco howse of the s^d Thomas Hammond which said hñd of tobacco soe lost afterwards to witt the 19th day of Nouemb^r aforesaid in the tobacco house of Thomas Hammond aforesaid to the hands & poss^{on} of the aforesaid Thomas Hammond by findeing came; yet the s^d Thomas Hammond knowing the hñd of tobacco aforesaid to be the proper hñd of tobacco of him the said Jn^o Norwood and to him the said John Norwood of right to belong and pertayne plotting and Contriuing him the said John Norwood wholly to defraud and Cheate of the afores^d hñd of tobacco weighing foure hundred & fourty pounds neate that hñd of tobacco to him the said John Norwood, although afterwards (to witt) the 8th day of Septemb^r 1663 openly in this hon^{ble} Court & diuers times both before and since he hath been thereupon required he hath not deliuered but that hñd of tobacco to deliuer to him the said John Norwood heitherto he hath alltogether refus'd and the hñd of tobacco aforesaid afterwards (to witt) the 22th Nouemb^r aforesaid to his the said Thomas Hammonds proper Vse & benefitt he hath Conuerted & disposed to the dañage of him the said John Norwood Three thowsand pounds of tobacco. And thereuppon he bringeth his suite—

Liber F F Henry Hudson dds writt ag^t Francis Pope late Sherriffe of
 [p. 25] Charles County in an accōn uppon his Case to the uallue of 20000th
 May 17th tobaccoe

Warr^t to sherriffe of Charles County to arrest &^c. Ref: next Pro-
 uinciall Co^{rt} 13th June next

To the hon^{ble} Gouverno^r & Councell of the Prouince of Maryland

The humble petⁿ of Henry Hudson Ag^t ffrancis Pope late sher-
 riffe of Charles County—most humbly sheweth

That whereas in the Gen^{ll} Assembly houlden at S^t Johns for the
 said Prouince the fourth day of March which was in the yeare of
 Our Lord One thowsand six hundred ffourty seauen amongst other
 thinges then & there Ordained & done a Certaine Act entituled an Act
 for the Extent of Attachm^{ts} and Execu^{cons} was conceiued & made
 by which it is enacted that noe attachm^t shall or may be laid upon
 any the Goods or Chattles of any inhabitant in this prouince except
 the true owner thereof be not at that time resident or dwelling in
 the prouince & whoeuer shall attach more then a fourth part ouer
 and aboue the uallue of the debts shall beare the da^mages of the
 Attachm^t & the da^mage of the partye, And yo^r pet^r doth declare unto
 yo^r Honno^{rs} that the said sherriffe by an Attachm^t issuing from the
 Court holden for Charles County aforesaid at the suite of John
 Neuill bearing date the eleauenth day of March which was in the
 yeare of Our Lord One thowsand six hundred sixty ffower did the
 seauenteenth day of March aforesaid Attach Certaine Goods of yo^r
 pet^{rs} much exceeding one fourth parte ouer & aboue the uallue of
 the debt supposed to be due unto the said John Neuill to yo^r pet^{rs}
 losse and da^mage of twenty thowsand pounds of tobacco and con-
 trary to the before recited Act of Assembly by which accōn hath
 accrued to yo^r pet^r to require & haue of the said sherriffe his da^mage
 aforesaid

May it therefore please yo^r Honno^{rs} to Consider the p^rmisses &
 grant yo^r pet^r Order of this Court ag^t the said sherriffe for his da^m-
 ages aforesaid wth his Costs And he shall &^c—

[p. 26] May 19th

Then receiued By mee Daniel Jenifer by the handes of the Hon^{ble}
 Chancello^r One Booke of Testamentary Causes beginning the 18th
 of August 1658, ending Nouemb^r the 3^d 1659

p̄ mee Daniel Jenifer

28— $\frac{3}{m}$ —64

Whereas George Gooddrick did at Our Prouinciall Court held
 the 20th day of December 1664 an Order obtaine ag^t the Estate of
 Edward Prescott for the sume of ffoue thowsand pounds of tobacco

besides charges thereon twelue hundred pounds of tobacco by Vertue of which Order the said Gooddrick crau'd Execu^{co}n ag^t the Estate of the said Prescott for the s^d su^mes of tobacco which was granted, but by Casuall meanes before the same could be leauyed was lost, Whereupon the s^d Gooddricke at Our last Prouin^{all} Court held the 3^d day of March 1664 did request further Execu^{co}n for the s^d su^mes of 5000^{lb} and 1200^{lb} tob: which was not thought fitt & Conuenient another Execu^{co}n to grant, Therefore Ordered that a scire facias should issue to giue notice to Henry Aldey the Attorney of the said Edward Prescott to appeare by himselfe or his Attorney att the next Prouin^{all} Co^{rt} to defend the said Estate and shew Cause (if any he haue) why Execu^{co}n should not againe issue and be leauyed according to the force and effect of the said Order, if no appearance soe made then Execu^{co}n to be granted, These are therefore to Charge and Com^{mand} that yo^w Cause notice to be giuen to the said Aldey to make appearance according to the tenor of the said last Order or to Execu^{co}n immediately wee shall proceed And retorne yo^w this at the said Prouin^{all} Court held the 13th day of June next, And for soe doing this shall be yo^r warr^t Giuen und^r my hand at S^t Marys this 19th day of May 1665—

To the High sherriffe of Charles County his Deputy or Deputyes

Cecilius Absolute Lord & Proprietary of the Prouinces &c. To Thomas Mathewes Joseph Harrison William Marshall and Walter Beane of Charles County gen^t: or any two of them Greeting in Our Lord God Euerlastinge Know yee that whereas att Our last Prouin^{all} Court held on the second day of March 1664, was in Our high Court of Chancery One Certaine Bill by W^m Hollingworth of New England ags^t William Price and Hannah his wife preferred but appearance being then made by the s^d W^m onely, who hath deliuered us in his answere uppon Oath, the said Hannah (as in Court alleadg'd) not then able soe farre to trauaile, Whereuppon Wee did then Order that a dedimus Potestatum should be sent up to yo^r County to take the said Hannah her answere in writeing uppon Oath to the said Bill of Chancery the Coppy whereof is hereunto annext, These are therefore to will and require as allsoe to impower yo^w the s^d Thomas Mathewes Joseph Harrison William Marshall and Walter Beane or any two of yo^w to make yo^r repaire to the p^rsent place of the said Hannahs residence and cause her to deliuer uppon Oath in answere to the said Bill in Chancery what she cann declare of the whole truth touching the p^rmisses therein Contained and the same in writeing take, and it when soe done unto the Office at S^t Marys wth this Coppy of the said Bill send, wth what conuenient speed yo^w cann to be had and perused by Vs att the next Prouin^{all} Court held on the 13th day of June next Giuen att S^t Marys und^r the lesser seale of Our said Prouince of Maryland this 19th day of May 1665

[p. 27]

Liber F F Wittnes Our Deare sonn & heire Charles Caluert Esq̃ Our Leiutenn^t
Generall of Our said prouince—

Know all men by these p^rsents that I Thomas Jorden haue for
the su^me of ffue thowsand six hundred pounds of tobacco and Caske
by mee allready receiued sould and deliuered and doe by these p^rsents
sell and deliuer unto John Elzey his heires or Assignes One sloop
wth her small boate & all a^purtenances warranting the said sloop
from any p^rson or p^rsons that shall lay any Claime or title there-
unto; Vnto the said Elzey his heires or Assignes, as wittnes my hand
this 12th day of January 1662 Thomas Jorden

Wittnes

Ambr^r Cowch

John Edmondson

[p. 28]
May 24th John Hawkins and Thomas Wills d^ds writt ag^t Reymond Staple-
fort in an acc^on uppon their Case to the uallue of Three hundred
pounds sterling—

Warr^t to sherriffe of Caluert County to arrest &^c Reⁱ 13th June
next Prouin^{all} Court—

To the hon^{ble} Gouverno^r & Councell in Prouinciall Court

The humble petⁿ of John Hawkins and Thomas Wills both of
New England marriners Sheweth

That whereas Reymond Staplefort of Petuxent in this Prouince
merchant part owner of the Barke called the Prouidence of Petuxent
aforesaid, Did att a Certaine place called ffoulstone Creeke in the
Precints of New England in the yeare of Our Lord God One thow-
sand six hundred sixty ffowre in the month of June in the afores^d
yeare as well for himselfe as allsoe for the rest of the Owners of
the said Barke, Then to say in the aforesaid yeare and month at the
place aforesaid, Lett unto freight unto yo^r pet^{rs} the aforesaid Barke
for the terme of Eight months Certaine and twelue months uncer-
taine to be employed by yo^r pet^{rs} in any Voyage or Voyages as to
them should seeme meet during the said terme which said agreem^t
of ffreightm^t will more amply appeare by a Certaine Deed or In-
strum^t of Charter party under the hand and seale of the aforesaid
Staplefort bearing date at ffoulston aforesaid in the yeare and month
aforesaid, And whereas the afores^d Staplefort is by the aforesaid
Deed or Chart^r party bound that the aforesaid Barke should att all
times during the aforesaid terme of ffreightm^t according to the tenor
of the said Deed be allwayes ready uppon all Occasiones during the
whole terme aforesaid to attend yo^r petitioners or their Order for
the accomplishment of the aforesaid ffreightm^t—

Now soe it is that yo^r pet^{rs} by meanes and Occasion of him the
said Staplefort are put out of possession of the aforesaid Barke and

hindred from the imploying of the same Contrary to the Couenants Liber F F and Condiçions specified in the aforesaid Chart^r p^{ty} and yo^r peti- [p. 29] ãoners hauing as yet good part of the said terme yet to come for the imploym^t of the said Barke and hauing seuerall Goods and Merchandize to transport out of this prouince are now through the euill treatment and by the meanes and Occasione of the s^d Staplefort hindred Obstructed and deened the Imploym^t of the said Barke whereby theire Goods & merchandize will be utterly spoyled and lost, and of the benefitt & proffitt of the imploym^t and ffreight of the same will be utterly depriued, although yo^r pet^{rs} cann make appeare that they haue allready paid all or at least the greatest part of the money due for her hyer for the whole terme of twelue months

Wherefore yo^r pet^r saith they are Exceedingly dampnified and therefore humbly prayeth Judgm^t ag^t the s^d Staplefort for three hundred pounds sterling, the benefitt due to them from the said Staplefort for non-performance of his part of the said Deed of Chart^r p^{ty} as will appeare by the said Deed and for theire Cost of suite And they (as in duty bound) shall euer pray &c—

Justinian Gerrard t^{ds} writt ag^t John Carrington in an accõn uppon May 26th his Case to the uallue of ffowre thowsand pounds of tobaccoe

Warr^t to the sherriffe of S^t Marys County to arrest &c re^t next Prouin^{all} Co^{rt} 13th June.

Justinian Gerrard humbly Complaineth to this Hon^{ble} Court for That whereas John Carrington late of Virgenia Laborour Did by Cõuenant indent to serue Thomas Gerrard this Complainants ffather, him the said Thomas Gerrard to serue from the twelfe day of May one thowsand six hundred sixty ffue as will (Relaçon to the said Couenant being had) more at large appeare, and he the said Thomas Gerrard him the said John Carrington for a ualuable Consideraçon for the time he had to serue unto th^e p^{lt} him the said Carrington [p. 30] making ouer & Assigning as by a Certaine specifycacõn on the s^d Couenant bearing date the tenth day of Decemb^r one thowsand six hundred sixty ffowre may & will appeare Whereby Virtually the said Carrington unto the p^{lt}: A seruant according to the said Couenant ought to be.

Now soe it is that the said Carrington Contrary to law Equity and Reason and Especially him the said Justinian Gerrard P^{lt}: only minding to defraud Cozin and Cheate, hath himselfe Elloyned absented and detained for seuerall weekes Contrary to his Couen^t.

Therefore the p^{lt} saith in fact that he for the said seru^{ts} Elloyning, Absence and Detainer is dampnified to the uallue of ffowre thowsand pounds of tobacco, and therefore humbly Craueth Judgm^t of this Court to be reposs^d of the said seru^t and that his Damage and Cost of suite may be allowed him &c

Libor F F Pope Aluey on behalfe of his wife Anne Administ^r of the Estate of her husband John Hammond dec^d dem^{ds} writt ags^t James Veitch in an accōn uppon his Case to the uallue of two thowsand pounds of tobacco.

Warr^t to sherriffe of Caluert County to arrest &^e Ref: 13th June next Prouin^{all} Court

To the hon^{ble} Gouverno^r and Councell of Maryland,

The humble petⁿ of Pope Aluey on behalfe of his wife Anne Administ^r of the Estate of her husband John Hammond dec^d: Sheweth

That whereas James Veitch stood endebted to yo^r pet^r as Administ^ro^r aforesaid in the su^me of Two thowsand pounds of tobacco & Caske for a woman seru^t and likewise some other debt due to the Estate of the said Hammond dec^d wthout the said James Veitch proues this debt is paid

Wherefore yo^r pet^r humbly Craues Order of this Hon^{ble} Court for the said debt of 2000th tob: wth w^t debt else shall be lawfully prou'd due to the said Estate with da^mages and Cost of suite, And (as in duty bound) he shal pray

[p. 31]
May 29th

Mordicay Hamond in the behalfe of himselfe and his Brother Daniel Hamond d^{ds} writt ag^t Pope Aluey in an accōn uppon theire Case to the uallue of six thowsand pounds of tobacco—

Warr^t to sherriffe of s^t Marys County to arrest &^e. Ref: 13th day of June next Prouin^{all} Court

Mordicay Hamond In the behalfe of himselfe and his Brother Daniel Hamond are plaintiffs Pope Aluey is Defendant

The p^{lt} declares ags^t the d^{ft} in an accōn of the Case for that whereas the d^{ft} did in and uppon the 22th day of March anno 1663. sell and deliuer unto the p^{lt}s all his Estate both reall and p^rsonall, or whatsoever doth unto the d^{ft} belong wthin this prouince as p^r deed und^r the d^{ft}s hand and seale bearing date the said 22th day of March rela^{ti}on being thereunto had may more at large appeare, wth Prouisoe that if the said Pope Aluey his Executors Administrators or Assignes did well and truely Content and pay unto the p^{lt}s or to theire Executo^{rs} Administrato^{rs} or Assignes the quantity of three thowsand seauen hundred pounds weight of merchantable tobacco in Caske according to Act of Assembly uppon the 10th day of Nouemb^r then next ensueing the date of the aforesaid deed and being now past, that then the said deed should be uoid and of none Effect otherwise to remaine of force and uertue, Now soe it is that the said Aluey the d^{ft} hath not paid the said Tobacco according to the force and purport of the said deed, although often by the p^{lt}s required soe to doe, but hath and still doth refuse to pay the same, which is to the p^{lt}s

exceeding great loss and damage and almost utter impoverishment and ruine, the p^{ts} being poor Orphans and therefore humbly pray that they may haue Judgment of Court ag^t the d^{ft}: for the said Estate According to the tenor of the deed aforesaid together wth Cost of suite And they as in duty bound shall euer pray &c—

To the Rig^t Hon^{ble} the Leuten^t Generall and Councell of Maryland
The humble petⁿ of Paull Marsh humbly sheweth

That yo^r pet^r hauing hired A seru^t to Pope Aluey for a thousand weight of tobacco till October next, is in great doubt that by some unjust practice of the said Pope he shall not be paid the said tobacco if he loose not his seru^t in regard the said Pope hath already been in question for the life of one seru^t, and since the hyring yo^r pet^{rs} seru^t another dyed being his hyred seru^t, & as I am Credibly informed laid his death to the s^d Pope and yo^r pet^r is informed the said Pope Kilt him one day that the fellow fell downe dead for the p^{rsent}

The p^{misses} Considered yo^r pet^r humbly prayes security sufficient may be afforded for the said seru^t at the expira^{on} of his time & allsoe the tobacco wth cost of suite—And yo^r pet^r shall euer pray &c.

Paull Marsh d^{tds} writt ag^t Pope Aluey in an acc^{on} uppon his Case to the uallue of two thousand pounds of tobaccoe—

Warr^t to sherriffe of S^t Marys County to Arrest &c ref^d 13th June next

Summons then issued to the sherriffe of S^t Marys County to warne 24 person of the neighbourhood to serue as Jurors the next Prouinciall Court being the 13th day of June next in w^t Causes soeuer shall then bee depending betwixt the Rig^t Hon^{ble} the Lord prop^r p^{lt} and p^{rs}ons for criminalls d^{ft}s they being not to fayle us they will answere th^c Contrary

Proclama^{on} By the Leuten^t Generall of Maryland

[p. 33]

Whereas at the last Prouinciall Co^{rt} houlden at S^t Marys for this prouince on the first day of March last the next Prouin^{all} Court was then appointed to be held on the second tuesday in June following being the 13th day thereof

Now for as much as the houlding of that Court on that day appointed will proue verry inconuenient when as the Gouverno^r and Councell cannot then conueniently meet together, being pressed wth some urgent Occasiones of the Prouince w^{ch} cannot suffer delay

These are therefore to giue notice to all persons whome it may Concerne that the said Co^{rt} to be held on the 13th day of June as aforesaid is adjourn'd untill the first Twesday in August next being the first day thereof, and all writts and other Processe issued for that Court intended to be houlden on the 13th day of June shall be

Liber FF returnable on the first day of August as aforesaid, Giuen und^r my hand this 29th day of May 1665—

June first Edward Russell t^{ts} writt ags^t Marmaduke Snowe In an accōn uppon his Case to the uallue of fiteene hundred pounds of tobaccoe Warr^t to sherriffe of S^t Marys County to arrest &c. Ref: p^{ma} August next Prouin^{all} Court

To the Rig^t Hon^{ble} the Gouverno^r & Councell of Maryland in Pro-
uinciall Court

The humble petⁿ of Edward Russell Humbly sheweth

[p. 34] That whereas yo^r pet^r being formerly a seru^t unto M^r Thomas Gerrard of S^t Clements Manno^r and hee the said Gerrard out of his good will and pleasure then yo^r pet^r minding to encourage in the faythfull discharge of his seruitude, did unto yo^r pet^r giue a Certaine Cow of Culler Red, wth a Bull Calfe by her side, marked on the left Eare wth a fflower De-Luce; and underkeeled of the Rig^t all which will and may appeare by a Certaine Writing und^r the hand of the said Thomas Gerrard, Bearing date the 17th day of October Ann^o 1663, now may it please this Hon^{ble} Courte; the s^d Thomas Gerrard being ejected out of the said Manno^r of S^t Clements By M^r Marmaduke Snow where the aforesaid Cow and Calfe was giuen yo^r pet^r and where they doe likewise now Remaine and abide the said Cow and Calfe since the said Snowes pos^{son} of the aforesaid Manno^r; By finding into the pos^{son} of the said Snow did come, and now there doe remaine; and yo^r pet^r understanding the p^rmisses did in a Ciuill manner unto the said Snow Repaire att the manno^r howse of S^t Clements called Mattapanent at or about the 27th of this instant May; then & there in the p^rsence of diuers witnesses did of him the said Snow demand the said Cow and Calfe before men^{con}ed being now a yearling steere unto yo^r pet^r to deliuer but the said Snow yo^r pet^r mindeing to Cheate Cozen and Defraud, Did then and still doth refuse unto yo^r pet^r the said Cow and Calfe to deliuer: the which he in Justice and Conscience ought to haue done, And yo^r Pet^r being a poor ffreeman and hauing nothing else but his handes to Administer to his necessities being depriued soe unjustly of his Cow and Calfe and soe likewise hindred from the rest of her encrease which may hereafter come is therefore almost driuen to Impouerishm^t

Yo^r poore petitioner Doe therefore in most humble wise Pray (the p^rmisses considered) that yo^r pet^r may be by this Hon^{ble} Court Redressed against the s^d Snow, that he may haue Judgm^t for his Cow & Calfe and what other encrease she shall haue in the Interim hanging this suite and likewise be awarded his Just and reasonable Damages and Cost of suite ags^t the s^d Snow—And yo^r humble pet^r shall as in duty bound Euer pray &c— Edward Russell

May the last 1665

Mordecay and Daniell Hamond t̄ds summons for Rob^t Beard
 Thomas Beetle and William Coope in Causo depending betweene
 them and Pope Aluey in an accōn uppon theire Case to the uallue
 of 6000^{lb} tobacco. Liber F F
[p. 35]
June 5th

Warr^t to sherriffe of s^t Marys County to warne &c. Re^t next
 Prouin^{all} Court being first August.

Paull Marsh t̄ds summons for Walter Pake and Margaret^t att
 Shertcliff^ts in Causo inter the s^d Marsh and Pope Aluey in an accōn
 uppon his Case to the uallue of Two thowsand pounds of tobacco

Warr^t to sherriffe of s^t Marys County to warne &c. Re^t first
 August next Prouinciall Court.

Henry Warren by his Attorney William Caluert t̄ds writt ags^t
 George Thompson in an accōn of debt to the uallue of 1975^{lb} tob :

Warr^t to sherriffe of Charles County to arrest &c. Re^t. first of
 Aug^o next Prouin^{all} Court

Henry Warren (ut supra) t̄ds summons in ditto Causo for Will^m
 Bretton uppon perill of forfeiting 500^{lb} tob : at the s^d Prouin^{all} Court

To the Hon^{ble} Gouverno^r and Councell of the Prouince of Maryland—

The humble petⁿ of Henry Warren By his Attorney W^m Caluert
 Sheweth

That George Thompson did on the 16th day of Aprill one thow-
 sand six hundred sixty Three, Assume uppon himselfe to pay yo^r pet^r
 or his Assignes the sume of nineteene hundred seauenty ffue pounds
 of tobacco, To be paid the next ensueing Cropp as by specialty und^r
 the said Thompsons hand may more att large appeare

Now soe it is The said debt of 1975^{lb} tobb: by yo^r pet^r hath been
 often demanded, but the said Thompson hath and still doth refuse
 to make satisfacōn therein, To the greate dāmage of yo^r pet^r
 whereuppon he bringeth his suite—

And humbly Craues Order ags^t the said Thompson for the said
 sume of nineteene hundred seauenty ffue pounds of tobacco wth
 dāmages and Cost of suite—And he shall euer pray &c.

Then Lycence granted John Lumbrozo of Nanjemy Creeke in
 Charles County to keepe an Ordinary or Inne att his now dwelling
 howse Mutatis mutandis ut est in lib: 1658 fo: 12 pro Philip Land-
 De Prouin^{all} [p. 36]
June 16th

Wth the like Recognizance to the Lord Prop^r acknowledged be-
 fore the Hon^{ble} Leiutenn^t Generall The penalty thereof being for
 2000^{lb} tobacco And the said Lycence to be in force for one whole
 yeare after the date thereof Vt supra—

Liber FF Thomas Truman gen^t dōs writt of Attachm^t ags^t the Estate of John Dynely to the uallue of 10000^{lb} tob:

Warr^t issued to the sherriffe of Caluert County to attach &c granted and signed by the Hon^{ble} Chancello^r (uiz^t)

Attach any of the Goods debts or Chattles wthin this prouince to the uallue of tenn thowsand pounds of tobacco in Caske belonging to John Dynely and them keepe in yo^r Custody untill the said John Dynely or any Attorney for him shall put in security to be at the next Prouin^{all} Court the first of August next, to answere to the suite of Thomas Truman gen^t and abide Judgm^t of Court therein and then and there returne this writt, Giuen und^r my hand this 22th day of June 1665

Philip Calvert

To the sherriffe of Caluert
County or his deputy

Thomas Truman p^{lt} } The p^{lt}. declares ags^t the def^t in an accōn
John Dyneley Def^t: } uppon his case For that whereas the def^t hau-
ing formerly in his Custody twelue h^{nds} of tobacco properly belong-
ing to the p^{lt} which the dēft according to the tenor of a Certaine
writeing bearing date the 16th of Nouemb^r Anno 1664 ought to haue
disposed of and made returnes of the Effects of the produce of the
said tobacco according to the aforesaid writeing and he the def^t
minding him the p^{lt} onely to defraud and Couzin hath not accord-
ing to the aforesaid writeing p^rformed his Obliga^ōn in that Case
[p. 37] Provided; wherefore the p^{lt} sayth in fact hee is dampnified to the
uallue of tenn thowsand pounds of tobacco in Caske, And there-
fore humbly prayeth Ord^r of this Hon^{ble} Court for the said sūme
of tenn thowsand pounds of tobacco and Costs of suite And he shall
pray &c.

In Causo inter Henry Hudson p^{lt} & Dauid Anderson Def^t de-
pending on the 22th Decemb^r 1664 was then Ordered as followeth
(Viz^t) That the said Cause be tryed by a Jury and that Henry Hud-
son haue time till the next Prouin^{all} Court & further to the end of
the six months (wthin which time Isaack Bedloe is bound to produce
the said ffrygott) to bring his testimony now wanting for proofoe
in this Cause, and that in the Interim (that is to the end of the afore-
said six months) the said Bedloe haue liberty to imploy the said
Vessell, And further that uppon receipt of his testimony from New
England or other parts, he the said Henry Hudson shall demand and
procure timely summons to be sent to the said Bedloe or his Attor-
neys to appeare att this Court then next to be held that all partyes
and also a Jury may be provided

Wherefore these are to will & require yo^w to appeare att Our next
Prouin^{all} Court held att St Marys on the first day of August next
then & there to make yo^r defence in the said suite and abide Judgm^t

of Court therein who will proceed according to the abovesaid Order, Liber F F herein faile not as yo^w will answer the Contrary, Giuen und^r my hand this 27th day of June 1665—

To Thomas Nottley the Attorney
of Dauid Anderson or Others
whome these may Concerne.

Philip Holleger dōs summons for Edward Cox to testifye &^c in July p^{ma} Causo inter ditto Holleger pīt: & Anthony Demondedier def^t, in accōn upon his Case to the uallue of 40000^{lb} tob

Warr^t to sherriffe of Anne Arrundell Talbott County to warne &^c Ref: first Aug^o next Prouin^{all} Court

William Caluert Esq^o dōs writt ags^t Marmaduke Snow in an [p.38] accōn of Debt to the uallue of 6360^{lb} tobb:

Warr^t to the sherriffe of S^t Marys County to arrest &^c. Ref. first August next Prouin^{all} Court

W^m Caluert Esq^o dōs summons for Henry Warren in ditto Causo. Ref. the said Prouin^{all} Court at S^t Marys

To the hon^{ble} the Governo^r & Councell of the Prouince of Maryland—

The humble petⁿ of William Caluert Sheweth

That Marmaduke Snow did on the 21th day of Septemb^r one thowsand six hundred sixty and ffowre Assume upon himselfe to pay or Cause to be paid unto yo^r pet^r his heires Executo^{rs} Adminis- trato^{rs} or Assignes the full and Just sūme or quantity of tenn thow- sand pounds of good sound merchantable leafe tobacco & Caske, to be paid in some Conuenient place in S^t Marys County upon de- mand, as by his the said Snowes specialty may more att large appeare—

Now soe it is, Yo^r pet^r in part of the abovesaid sūme hath three thowsand six hundred and ffowrety pounds of tobacco receiued of the said Snow, and often of him the remaind^r hath demanded, being six thowsand three hundred and sixty pounds of tobacco wth Caske but utterly refuseth to make paym^t thereof to the greate dāmage of yo^r pet^r whereupon he bringeth this his suite—

And humbly Craues Ord^r of this Hon^{ble} Court ags^t the said Snow for the said sūme of six thowsand three hundred and sixty pounds of tobacco wth dāgages and Cost of suite, And (as in duty bound) hee shall euer pray &^c—

This is the oppinion and Verdict of the Jury that are impanelled to ueiw the Body of Josepeph Wright sonn to Ismaell Wright giuen in before mee William Groome the second day of March 1664—That betweene the draught tree and the post of William Berrys mill the

Liber FF Corps hath Come by his death hauing found him bruised much on his Body These sworne before mee William Groome—

[p. 39]	The Jurors names	
	William Chaplaine	Samuell Sloper
	his WC marke	his S marke
	Guy White	Edward Crockett
	Thomas Markin	his 2 marke
	Enoch Coomes	Cornelius Verhoofe
	Will ^m Reeues	George Hutchinson
	Richard Dury	his H marke
	Edward Croowe	Henry Osterlings

John Harrice aged about 22 yeares old saith That Joseph Wright was riding uppon the draught tree of William Berrys Mill and the Mill made a stop and he fell downe, and further he saith not—

Sworne before me this 2^d

of March 1664/5

Will^m Groome

July 8th Thomas Gerrard dds writt agst^t Richard ffoster in an accōn of trespass to the uallue of one hundred thowsand pounds of tobaccoe Warr^t to sherriffe of St Marys County to arrest &c. Ret p^{ma} August next Prouinciall Court

County of St Marys ss: To the Hon^{ble} Gouverno^r and Councell

The humble petⁿ of Thomas Gerrard agst^t Richard ffoster Most humbly sheweth

That whereas the said Thomas Gerrard by his Deed bearinge date the 20th day of February, w^{ch} was in the yeare of Our Lord 1647 did demise & to farme lett unto Nicholas Gwyther and Thomas Jackson theire Executo^{rs} and Administ^{rs} one Neck or parcell of land wth One Island, Called by the name of St Margarites Island Contain- ing in all seauen hundred acres of land scituate lying and being in the County aforesaid, to haue and to hould unto the said Nicholas and Thomas theire Executo^{rs} and Assignes for & during the tearme of twenty and one yeares from the ffeast of the Natiuity Commonly Called Christmas w^{ch} was in the yeare of Our Lord 1643 And fully

[p. 40] to be Compleate and ended, as by the said Deed more at large appear- eth; by w^{ch} Vertue of which said demise the said Nicholas and Thomas did enter into the p^rmisses and the same hath enjoyed and Occupied and possessed to them and theire Assignes for and during the tearme aforesaid which s^d tearme although long since Expired yet the said Rich^d ffoster Assignee of the said Nicholas and Thomas or of One of them doth Continue the possession of the p^rmisses and the same hath wthholden from yo^r pet^r and as yet doth wthhold and Detaine to his Damage of One thowsand pounds of Tobacco whereby accōn accrueth to yo^r pet^r

May it therefore please yo^r Honn^{rs} to Consider the p^rmisses and Liber F^F grant yo^r pet^r Order to haue possession of the land afores^d wth his Costs and Da^mages and he shall &^c—

Thomas Gerrard d^ed's writt ags^t George King in an acc^on of tres- July 8th
pas to the uallue of 20000^{lb} tob^b:

Warr^t to sherriffe of S^t Marys County to arrest &^c. Re^t: first
August next Prouin^{all} Court

To the hon^{ble} Gouverno^r and Councell

The humble petⁿ of Tho: Gerrard ags^t George Kinge Most hum-
bly sheweth

That whereas the said Thomas Gerrard by his deed bearing date the 28th day of January w^{ch} was in the yeare of Our Lord 1653 did demise and to farme lett unto Thomas Dinniard One tract of land Containing three hundred acres of land scituate lying and being in the County aforesaid To haue and to hould unto the said Thomas Dinniard his Executo^{rs} and Assignes for and during the tearme of twenty and one yeares from thence forth, for and in Considera^on of and under the seuerall Couenants Clauses prouiso^es payments and agreem^{ts} in the said Demise men^oned & Contained and on the part and behalfe of the said Thomas Dinniard his Executors and Assignes to be done and p^rformed as by the said deed of demise Rela^on thereto being had more at large appeareth, And that in Case the said Thomas his executo^{rs} or Assignes or any of them shall faile in pay- [p. 41]
ing or p^rforming any or all the s^d Couen^{ts} Clauses prouiso^es paym^{ts} and agreem^{ts} in part or in all that then and in such Case and from & after such faileing and paym^t the said deed and demise to be uoid, and the demised p^rmisses and euery part and parcell thereof to Re- turne be and Continue unto the s^d Thomas Gerrard his heires and Assignes as if such demise had neuer been made, And yo^r pet^r in fact saith, that the said George King Assignee of the said Tho: Dinniard hath not p^rformed the said Couenants, for that he hath not paid the rent reserued thereby: att the time therein and thereby appointed to be paid but the same hath denied to pay unto yo^r pet^r to his Da^mage of twenty thowsand p^{nds} of tobacco and therefore he bringeth his acc^on—

May it therefore please yo^r Honno^{rs} to Consider the p^rmisses and grant yo^r pet^r Order to haue possession of the land aforesaid wth his Costs and Da^mages, and he shall &^c—

Thomas Gerrard d^ed's writt ags^t Marmaduke Snow in an acc^on of July 8th
trespass to the uallue of 10000^{lb} tob^b:

Warr^t to sherriffe of S^t Marys County to arrest &^c. Re^t: p^{ma}
August next Prouin^{all} Court—

Liber F F To the Gouverno^r and Councell

The humble petⁿ of Tho: Gerrard ags^t Marmaduke Snow humbly sheweth

That whereas Marmaduke Snow is and standeth endebted unto yo^r pet^r in the su^me of fwe thowsand & thirety ffowre pounds of tobacco and Caske as by seuerall bills and other merchandizes Comodities & accompts, he can and is ready to make appeare, notwithstanding the aforesaid Marmaduke the afores^d su^me 5034^{lb} tobb allthough often requested thereto, unto yo^r s^d petition^r hath not paid nor satisfyed, but the same to pay hath heitherto Contradicted and as yet doth Contradict to his Damage of tenn thowsand pounds of tobacco & Caske and thereuppon he produceth his suite

May it therefore please yo^r Honno^{rs} to grant yo^r pet^r Order for the s^d tobacco and Caske wth his da^mage and Costs and he shall &^c—

[p. 42] John Six t^{ds} writt ags^t Richard Smyth in an acc^{on} Vppon his
July 12th Case to the uallue of 10000^{lb} tobacco

Warr^t to sherriffe Caluert County to arrest &^c. Ret. first August next Prouin^{all} Court—

ditto John Six t^{ds} summons for Tho: Sprigg Stephen Hobbs Joseph Edley and Hugh Sherwood to testifye in ditto Causo next Prouin^{all} Court uppon perill of forfeiting fwe hundred pounds of tobacco each p^{son}

Warr^t to sherriffe of Caluert County to warne &^c

ditto John Six t^{ds} summons for Barnaby Edley to testifye in ditto Causo next Prouin^{all} Court uppon perill of forfeiting 500^{lb} tob: in Case hee appeare not—

To the Hon^{ble} the Gouverno^r and Councell

The humble petⁿ of Jn^o Six Declareth

That yo^r pet^r did owe a Certaine su^me of tobacco to Richard Smyth for the which the said Six did prouide; Smyth obtained an Order of Court in Caluert County whereuppon yo^r pet^r had prouided Tobacco ready in Conuenient time and place and by M^r Smyths Ord^r did marke 2 hoggsheads of tobacco wth R: S: as the said Smyth did Order the said John Six; afterwards gaue him notice seuerall times there was 2 h^heds of tob: ready for M^r Smyth or his Order, but now it is soe, that the said Smyth did neither send nor Come for his tobaccoe but after some time took out an Execu^{con} and gaue Order to the sherriffe to serue it uppon the Body of yo^r pet^r the next day after it was serued the sherriffe M^r Sprigg did send a letter to M^r Smyth if he would receiue the two Hoggsheads or Impower M^r Sprigg and what yo^r pet^{rs} debt was more M^r Sprigg would pay it for yo^r pet^r; by this meanes in soe much and soe long a time that your pet^r suffers much wrong and is like to suffer greate da^mages to his utter ruine by the losse of his time disparagm^t and

this petⁿ
void another
entred in
fo: 46

the losse of his Customers being Confined Close prisoner by the said Smyth to M^r Charles Brooke yo^r pet^r being a Taylor by trade, utterly ruined and hereupon yo^r pet^r brings his Accōn; Humbly Crauing Redresse for his long imprisonm^t according to Law and Justice together wth all damages and Cost of suite And yo^r pet^r as in duty bound shall euer pray &c—

Know all men by these p^sents that I John Sheppard Marriner, [p. 43] haue signed Ordained made & Constituted my trusty and well beloued freinde Abraham Rowse of Charles County in Maryland, To be my true & lawfull Attorney, for me and in my name and for my Vse, To take aske sue for Leuy require Recouer and Receiue all and euery such bill or Bills Bond or Bonds debt or debts su^me or su^mes of tobacco w^{ch} are now due unto mee, or shall hereafter become due unto mee, by any manner of wayes or meanes, Giuing and Granting to my said Attorney my whole power strength & Authority in and about the p^misses, and uppon the receipt of any such bill or bills Bond or Bonds Debt or Debts su^me or su^mes of tobacco or any part thereof aforesaide acquittance or acquittances or other discharges for mee and in my name to make seale and deliuer, and all and euery such Act or Acts thing or things deuise or deuises whatsoeuer in the law for the Recouery of all or any suites debts or su^mes of tobacco as aforesaid for me and in my name and for my use, And further Authorizing my said Attorney for to depute und^r him One or more Attorney or Attorneys as he shall thinke fitt, to doe Execute and p^rforme as fully largely in euery respect to all intents Construcōns or purposes as if I my selfe might or could doe, if I were there in my Owne p^rson p^rsent, Rattifying allowing and holding firme and stable all and whatsoeuer my said Attorney or his Deputant or Deputants shall lawfully doe or Cause to be done in or about the Execu^cōn of the p^misses aforesaid by uertue of these p^sents, In wittnes whereof I haue hereunto sett my hand and seale this 6th day of March in the yeare of Our Lord God One thowsand six hundred sixty ffowre—

John Sheppard Seale

Signed sealed & deliuered

In the p^sents of Vs

Francis Pope

the marke W of William Ward

The abouesaid letter of Attorney was on the 10th day of July 1665 brought into the Office by Rowse, wth request to haue it Recorded By mee

Daniel Jenifer Ck^ke

Thomas Gerrard t^ts writt ags^t Philip Combes in an accōn uppon [p. 44]
his Case to the uallue of 3000th tobb July 19th

Warr^t to sherriffe of S^t Marys County To arrest &c Re^e. 10th
Octob^r next Prouinciall Court.

Liber FF County of St Marys ss:

To the Hon^{ble} the Gouverno^r & Councell of the Prouince of Maryland

The humble petⁿ of Thomas Gerrard ags^t Philip Combes—Most humbly sheweth

That whereas yo^r pet^r formerly (that is to say) in the yeare of Our Lord 1663 in the Month of March did agree and Contract wth the said Philip Combes to serue yo^r pet^r for the yeare then next ensuing as his Ouerseer for and untill the p^rfecting and finishing of one Cropp of tobaccoe and doing and p^rforming of other Seruices and Labours, by vertue whereof the said Combes into the said seruice Entred dureing which aforesaid time of his seruice he had & receiued of and from yo^r pet^r seuerall Goods and merchandizes: and allsoe the said Combes did otherwise dampnifye yo^r pet^r during his said seruice to the uallue of Two thowsand pounds of tobacco, soe that yo^r Pet^r was made worse and had da^mage by the said Combes the sume and quantity of two thowsand fower hund^d and seauenty pounds of tobaccoe and Caske, all which yo^r pet^r hath often in freindly manner requested the s^d Combes to pay which he the said Combes hath heitherto refused to doe and still doth refuse to yo^r petition^{rs} da^mage of three thowsand pounds of tobaccoe and Caske—

May it therefore please yo^r Honno^{rs} to Consider the p^rmisses and grant yo^r petitioner Ord^r against the said Combes for his da^mages aforesaid wth his Costs—And as in duty bound &c—

[p. 45] Henry Hudson t^{ts} writt ags^t Zachariah Wade late sherriffe of Charles County in an acc^{on} uppon his Case to the uallue of 20000th tobaccoe

Warr^t to sherriffe of Charles County to arrest &c. Ref: first August next Prouin^{all} Court—

To the Hon^{ble} Gouverno^r & Councell

The humble petⁿ of Henry Hudson ags^t Zachariah Wade late sherriffe of Charles County Humbly sheweth

That whereas in the Generall Assembly holden att St Johns for this prouince the fourth day of March which was in the yeare of Our Lord One thowsand six hundred ffourty seauen amongst other thinges then and there Ordained & done a Certaine Act Entituled an Act for the Extent of Attachments and Execu^{cons} was conceived and made, by w^{ch} it is Enacted that noe Attachm^{ts} shall and may be laid uppon any the Goods or Chattles of any Inhabitants in this prouince, Except the true Owner thereof be not at that time Resident or dwelling in the prouince, & whosoeuer shall attach more then a fourth part ouer & aboue the uallue of the debts shall beare the da^mages of the attachm^{ts} and the da^mages of the party; And yo^r pet^r doth declare unto yo^r Honno^{rs} that the said sherriffe by an At-

tachm^t issuing from the Court houlden for Charles County afores^d Liber F F
att the suite of John Neuell bearing date the 11th day of March
which was in the yeare of Our Lord 1664 did the 17th day of March
aforesaid by the said attachm^t dispose of Certaine Goods of yo^r pet^r^s
much exceeding one fourth part ouer and aboue the uallue of the
Debt supposed to be due unto the said John Neuill to yo^r pet^r^s losse
and damage of twenty thowsand pounds of tobacco & Contrary to
the before recited Act of Assembly by w^{ch} accōn hath accrued to yo^r
pet^r to require and haue of the said sherriffe his damage aforesaid.

May it therefore please yo^r Honno^r^s to Consid^r the p^rmisses and
grant yo^r pet^r ord^r of this Court ags^t the said sherriffe for his da^m-
ages afores^d wth his Costs, And shall pray &^c

Henry Hudson t^lds summons for Francis Pope to testifie in
Causo inter ditto Hudson and David Anderson—

Warr^t to sherriffe of Charles County to warne &^c. Ref: first Aug^o
next Prouinciall Court—

To the Hon^{ble} Gouverno^r and Councell

[p. 46]

The humble petⁿ of John Six Sheweth

That yo^r pet^r being endebted to M^r Richard Smyth twelue hun-
dred and sixty pounds of tobacco, the s^d Smyth Obtained Ord^r ags^t
yo^r pet^r for the said debt att a Court held in Caluert County Where-
uppon yo^r pet^r uppon the said Ord^r (according to M^r Smyths agreem^t
direction and appointm^t as hee shall make appeare to this Hon^{ble}
Board) did marke for the said Smyth Two h^hds of tobaccoe and
tendred them for his use giuing wthall notice to the said Smyth both
of the marke and tender of the same—Which notwthstanding the
said Smyth tooke out Execu^cōn ags^t yo^r pet^r^s Body Contrary to the
afores^d agreem^t detayning him in the sherriffs Custody ags^t all Jus-
tice and Equity to his greate da^mage in soe much that yo^r pet^r is
dampnified by reason of the said Smyths unjust proceedings herein
to the uallue of 10000^{lb} tob:

uide accōn
in fo: 42 but
th^e pet^r^s lett
fall'n

And hereupon bringeth his accōn and prayeth Judgm^t for his soe
long imprisonm^t wth da^mage ags^t the said Smyth—And yo^r pet^r shall
pray &^c.

These p^rsents wittnesseth that I Alexand^r Magrowder of the
County of Caluert in the Prouince of Maryland Doe hereby Assigne
or make ouer from mee & my heires or Administrato^{rs} unto Edmund
Hinchman (of the aforesaid County) or his heires or Administra-
tors or Assignes for Euer a Certificate of the suruey of Two hun-
dred acres of land wth all priuiledges thereunto belonging lying in the
woods on the north side of Petuxent riuer bounding on the head
of the land taken up by Woodman Stoakely on the one side: and on

Liber F F the other side on the land that was one Hambletons: In wittnes
whereof I haue hereunto sett my hand this tenth day of June 1664—

Wittnes

Alexand^r Magrowder

George Richardson

John ~~Gi~~ Gerrere

his marke

On the back side of the abouesaid Assignm^t was this assignm^t
written as followeth—

[p. 47] I Edmund Hinchman Doe hereby Assigne ouer unto George Rich-
ardson or his Assignes all my right title and Interest of the wthin
written assignm^t assigned unto mee by Alexand^r Magruder of and
in a parcell of land lying in Petuxent riuier as in and by the said
wthin written may appeare, as wittnes my hand this 6th August 1664

Wittnes

Edmund Hinchman

John Edmondson

Miles Mason

The aboues^d land againe assigned away thus.

These p'sents wittnesseth that I George Richardson of the Prou-
ince of Maryland liuing in Talbott County doe by these p'sents sell
bargaine and firmly make Ouer unto James Murphy of the afore-
said County and his heires for euer a parcell of land lying in Cal-
uert County in Petuxent on the north side of the riuier next ad-
joyning to the land formerly surueyed for Woodman Stoakely and
bounden on a parcell of land formerly surueyed for John Hamilton
and on the land of James Gods-Grasse being suruey for two hun-
dred acres more or lesse And I the said George Richardson doe
Alienate sell Bargaine and for euer make ouer unto the said James
Murphy and his heires the aboue men^oned land to haue and to
hould the same wth all rights and priuiledges of pattent thereunto
belonging hee yeilding the Lord Proprietary yearely Rent, And I
the said George Richardson doe by these p'sents binde my selfe my
heires Executo^{rs} Administrato^{rs} and Assignes to Confirme and make
good the saile and Bargaine of the abouesaid land unto the said
Murphy or his Assignes, In wittnes whereof I haue hereunto sett
my hand and seale this the 8th day of June in the year 1665

Signed sealed & deliuered

George Richardson Seale

In the p^rsence of Vs

William Heard

Christa Fell

The Three foregoing Assignm^t was by Geo: Richardson into
the Office brought wth request that they may bee Recorded p̄ mee

Daniel Jenifer C^lke

Proclamacon By the Leiutenn^t Generall of MarylandLiber F F
[p. 48]

Whereas att the last Prouin^{all} Court holden at S^t Marys for this Prouince on the first day of March last past the next Prouin^{all} Court was then appointed to be held on the second tuesday in June following being the 13th day thereof Which said Court to be held on the Thireteenth day of June was since Adjourned till the first Tuesday in August being the first day thereof by reason of the then vrgent Occasions of the Prouince

Now forasmuch as the holding of that Court appointed on the first day of August will likewise proue uery inconuenient by reason of the long attendance then to be giuen by a Considerable number of p^rsons as Jurors, wittnesses and others, which may be a great hinderance to the forwarding their Cropps, and the ill accomoda^cions that will then happen att the Ordinary for the entertainm^t of p^rsons to the Court howse resorting besides the dayly incursions of the Indian Enemy into this prouince

These are therefore to giue notice to all p^rsons whome it may Concerne that I haue adjourned the said Court to be held on the first day of August as aforesaid untill the second Tuesday in Octob^r next being the tenth day thereof, and all writts and other process issued for those Courts intended to be houlden on the 13th day of June and on the first day of August shall be returnable on the tenth day of Octob^r next as aforesaid, Giuen und^r my hand this 18th day of July 1665—

Charles Caluert

Com^{and} Henry Banister of S^t Georges Planter that justly &^c he keepe wth Patrick fforrest of S^t Georges aforesaid the Couenant &^c of one hundred acres of land parcell of the manno^r of Westbury in S^t Marys County wth the appurtenances &^c.

Philip Caluert

And the Agreem^t is such that whereas Thomas Stone hath bargained and sold unto the said Henry Banister Two hundred acres of land parcell of the manno^r of Westbury Lying about the path that leades from Cap^t Price his planta^cion to Rob^t Jones his planta^cion in S^t Marys County the said Henry Banister hath acknowledged the moyety of the said two hundred acres wth the Aptⁿces to be the Right of the said Patrick fforrest as those which the said Patrick fforrest hath of the Guift of the s^d Henry Banister, and the same he hath remised & Quitt Claimed from him his heires Executo^{rs} Ad^{rs} and Assignes to the aforesaid Patrick fforrest his Executo^{rs} Adm^{rs} and Assigns for and during the tearme or time of ninety nine yeares from the 31th May 1664 to be Compleate & ended And further the said Henry Banister hath Granted for him his Executo^{rs} Adm^{rs} and Assignes that he will warr^t to the aforesaid Patrick fforrest his Executo^{rs} Administrat^{rs} and Assignes the aforesaid One hundred

Liber F F acres wth the apt^{ices} ags^t him the said Henry Banister his Executo^{rs}
 Administrato^{rs} and Assignes to the full end and terme of ninety
 nine yeares as aforesaid, And for this remise Release & quitt Claime
 the said Patrick fforrest hath giuen to the said Henry Banister the
 sume of Eleauen hund^d pounds of tobacco Henry Banister

Taken & acknowledged
 att S^t Marys this 26th
 day of July 1665 before
 me Philip Caluert

July 27th Then came John ffoxhall and desires that this ensueinge paper may
 be recorded which he deliuers into the Office thus

July 27th 1665

This day came John ffoxhall of S^t Marys County and in Clements
 manno^r merch^t and entred a Caueat against the Estate of Thomas
 Wylde of Caluert County Docter and carurgine lying and dying at
 Richard Smyths in Leonards Creeke in the said County for Two
 thowsand pounds of tob: and Caske due from the said Wylde unto
 the s^d ffoxhall.

Tho: Vaughan returnes his writt of summons, Executed And
 warned ffrancis Moggs and Thomas Boston to testifye in Causo
 into the L^d Prop^r and Reymond Staplefort—

[p. 50] Cecilius &c: To all Persons to whome these p^rsents shall come
 Greeting in Our Lord God Euerlasting; Know yee that Wee for
 diuers good Causes and Considera^{cons} Vs thereunto mouing, and
 more especially for that Isaack Allerton gen^t and Dame Elizabeth
 his wife Relict and Administratrix of Symon Ouerzee late of
 s^t Johns in the County of Saint Marys de^{cd}: hath remised released
 and for Euer quitt Claimed Granted surrendred and Confirmed vnto
 Vs and Our heires as he the said Isaack Allerton and Elizabeth his
 wife Doe by these p^rsents Remise Release and for euer quitt Claime
 Grant Surrender and Confirme vnto Vs and Our heires all that her
 Joynture and Dower and all that her right and title of Joynture and
 Dower and all the Estate Right Vse poss^{on} interest and demand
 whatsoever which she the said Dame Elizabeth had or w^{ch} he the
 said Isaack now hath or which he or she may or ought hereafter to
 haue in or to all and singuler the manno^{rs} lands Tenements and
 Hereditam^{ts} in Charles County or S^t Marys County or else where
 wthin this Prouince of Maryland, which were the manno^{rs} lands
 Tenements and hereditam^{ts} of the said Symon Ouerzee dec^d haue
 demised Granted and to farme lett all that moyety of the Remainder
 of those ffreehoulds called Steep side and the ffells due to the said
 Ouerzee and lying in Charles County aforesaid Containing by Esti-
 ma^{con} six hundred acres To haue and to hould the same to him the
 said Isaack Allerton his Executo^{rs} and Administrato^{rs} to the full

end and terme of One and twenty yeares from the day of the date *Liber F F*
 hereof fully to be Compleate and ended, Yeilding and paying there-
 fore yearly unto Vs and Our heires at our Receipt att s^t Marys att
 the two most Vsull ffeasts in the yeare (uizt) att the ffeast of the
 Anunciacon of the Blessed Virgin Mary and att the ffeast of
 S^t Michael the Archangell by euen and equall porcons the rent of
 twelue shillinges sterling or the full uallue thereof in such Comodi-
 ties as wee and Our heires or such officer or officers appointed by
 Vs or our heires from time to time to Collect and receiue the same
 shall accept in discharge thereof att the Choice of Vs or Our heires [p. 51]
 or such officer or officers appointed by Vs or O^r heires as aforesaid,
 Prouided allwayes that he the said Isaack Allerton doe by the five
 and twentyth day of March next ensueing the date hereof sufficiently
 plant and fence in One Orchard Contā: two hundred Apple and peare
 trees uppon that the moyety of the ffreehold bought of Lewes and
 lying in Charles County aforesaid and the same during the whole
 terme of twenty one yeares aforesaid sufficiently keepe fenced, Pro-
 uided allsoe that he the said Isaack Allerton doe some time before
 the twenty fifth day of Decemb^r next giue sufficient security the
 same Orchard soe fenced and planted as aforesaid, Together wth all
 howses Edifices buildings Barnes and stables whatsoever by him
 to be built uppon the p^misses, in sufficient repaire to leaue att the
 end & expiracon of the terme aforesaid, Giuen att s^t Marys und^r the
 greate seale of Our said Prouince of Maryland this thirde day of
 March in the Two & thiretyth yeare of Our Dominion Ouer Our
 said Prouince of Maryland Anno^q Domini One thowsand six hun-
 dred sixty three, Wittnes Our Deare Sonn and heire Charles Caluert
 Esq^o Our Leiutenn^t Generall of Our said Prouince of Maryland.

Charles Caluert

Then John ffoxhall t^{td} writt ags^t Dauid Driuer & John Corbyn August 23^d
 in an acc^on uppon his Case to the uallue of 7711th tob:

Warr^t to sherriffe of S^t Marys County to arrest &^c: Re^t: 10th
 October next Prouin^{all} Court &^c—

To the Hon^{ble} the Gouverno^r & Councell of the Prouince of Maryland

The humble petⁿ of Jn^o ffoxhall Sheweth

That Dauid Driuer and John Corbyn in the County of S^t Marys
 in the prouince of Maryland Taylors stands endebted by Bill unto
 yo^r pet^r in the su^me of seauen Thowsand seauen hundred and [p. 52]
 Eleauen pounds of tobacco for Goods bought of the said ffoxhall.

Now soe it is that yo^r pet^r understanding of the said Dauid Driuer
 and John Corbyn theire intencon to depart out of this prouince his
 humble request is that yo^r Honno^{rs} would be pleased to Order the
 said Corbyn & Driuer to put in Good and sufficient security for sattis-
 faccon of the aforesaid debt And he shall pray &^c

Liber F F George Lingan dds writt agst Thomas Sprigge in an accōn uppon
 Sep^t 11th his Case to the uallue of 2400th tob:

Warr^t to sher^r of Caluert County &^c to arerrest dated ut supra
 Re^t: 10th Octob^r next Prouin^{all} Court

To the Hon^{ble} the Gouverno^r & Councell

The petition of Geo: Lingan Humbly sheweth

That whereas yo^r pet^r being und^r sherriffe To M^r Tho: Sprigge late High sherriffe of Caluert County, & the Agreem^t that was made betweene the said Sprigg & yo^r pet^r was this, that the aforesaid Sprigg was to allow yo^r pet^r One thirde of all ffees and salarys that were due to the aforesaid high sherriffe as by Condi^con will more att large appeare, Now soe it is that there was an Execu^con serued upon the Estate of M^{rs} Mary Bateman to the uallue of One hundred thirety nine thowsand nine hundred seauenty and one pounds of tobaccoe, & the said Sprigg denying to allow yo^r pet^r his part of the ffee Therefore yo^r pet^r Craueth Redress of this Hon^{ble} Bench wth Costs of suite And he shall pray &^c:

Sep^t 15th W^m Hemsley dds writt agst Jonathan Sibrey & Edw^d Jones in an accōn of Trespas to the uallue of 6000th tob:

Warr^t to sher^r of Kent to arrest &^c: Re^t: 10th Octob^r next Prouin^{all} Court:

To the Hon^{ble} the Gouverno^r & Councell of the prouince of Maryland

Kent ss. W^m Hemsley Complaineth agst Jonathan Sibrey and Edward Jones for that the said Jonathan Sibrey and Edward Jones [p. 53] in or about the month of August last past in Kent aforesaid the boate of the said William Hemsley to the uallue of Two thowsand pounds of tobacco & One of Barrill of Corne in her prouided for the necessary sustenance of his seruants during the Cropp to the uallue of One hundred pounds of tobacco by force and Armes did take and carry away and the same boate and Corne from thence unto the howse of Edward Coppige of Kent aforesaid did Carry and there detayneth & other Enormities to him the said Hemsley they Offred agst the peace of his Lord^{sh}p, To the greate dāmage of the said W^m Hemsley, whereupon he saith he is dampnified and hath dāmage to the uallue of six thowsand pounds of tobacco, And thereupon he bringeth his accōn &^c:—

Sep^t 11th George Lingan dds writt of summons for Tho: Truman inter Causo ditto Lingan & Tho: Sprigg upon perrill &^c:

Sep^t 15th W^m Hemsley dds writt of summons for Christopher Denny & Henry Gooddrick in ditto Causo inter ditto Hemsley and Jonathan Sibrey and Edward Jones uppon perill of forfeiting 500th tob: each p^rson if they apeare not

W^m Boarman t^{ts} writt ags^t Marmaduke Snow in an accōn uppon his Case to the uallue of fflowrty thowsand pounds of tobacco— Liber F F
Sep^t 15th

Warr^t to sherriffe of S^t Marys County to arrest &c. Re^t: 10th Octob^r next Prouin^{all} Court—

W^m Boarman t^{ts} writt of summons in ditto Causo for James Bowling and Samuell Dobson, uppon perill of forfeiting 500th tob: each p^rson if they appeare not Ditto die

Cap^t William Boreman Complaineth against Marmaduke Snow in an Accōn upon his Case, For that whereas the said Marmaduke Snow by a Certaine Deed or Instrument bearing date the 22th day of Nouemb^r anno 1664 under the hand and seale of the said Snow, And this Complain^t wherein and whereby the said Snow did lett to farme unto the Complain^t a Certaine Tract of land Called Westwood Man- [p. 54]
no^r scituate in S^t Marys County Together wth the howsing and Orchard thereunto belonging and the benifitt of th^c Milch Cowes thereupon for and during the full terme of One whole yeare or to the end or finishing of this ensuing Cropp from the day of the date of the aforesaid writeing, all which will by the said writeing more amply appeare the which the Complainant hath due to produce unto this Court: And the Complain^t being bound by the aforesaid writeing to p^rforme seuerall Condi^{ti}ons, as by the same will likewise appeare being for & in Considera^{ti}on of the aforesaid farme, And the Complainant hauing in all thinges fullfilled and Complied wth the aforesaid Obliga^{ti}on on his parte to be Obserued kept done and p^rformed as farr forth as hath been heitherto possible for him to doe And whereas he the said Marmaduke Snow is by the aforesaid writeing Bound to defend this Complainant ags^t all p^rsons whatsoever for the quiet and peaceable pos^{se}ssion of the aforesaid land during the tearme of the farme aforesaid And the Complain^t hauing by uertue and Culler of the aforesaid deed or writeing into the aforesaid parcell of land, together wth the p^rmisses thereunto belonging Entred & possession thereof taken, and hauing employed seuerall seruants upon the said land and thereon pitch^t a Considerable Crop of Tobacco and Corne and being at greate & infinite Cost labour and trouble about the same since his Entry into pos^{se}sson as aforesaid and did Conclude that he should haue reapt the benifitt of his laboure as in reason and Justice he ought, but he the said Snow him the Complain^t onely minding & Intending to Cheate Couzin and defraud hauing noe power or right to lett the said land to ffarme, because it was neuer his Either by purchase or Right or Law, as hee pretended it was, soe that the Complainant soe that the Complainant in or neer about the first day of June or the last day of May this p^rsent yeare 1665 or neere thereabouts and att some other time time or times in the months of either July or August This p^rsent yeare 1665 was [p. 55]
by the said Snows Neglect dishonestly Cheating Cozining false lying and Collusie meanes, Out of the aforesaid land or Manno^r

Liber F F and howsinge aforesaid Throwne forced and Ejected, and he the s^d Snow part of the Milch Cowes aforesaid from the said land manno^r or planta^{co}n hath Contrary to the tenor of the aforesaid Deed or writing sometime in the month of May last past taken and droue away—

Wherefore the Complainant hath been Constrained, for the p^rserua^{co}n of the Corne and Corne and tobacco planted on the said land aforesaid by fowre seru^{ts} and one ffreman and One Ouerseer belonging to the Complain^t, To agree wth M^r Thomas Gerrard Ouer and aboue w^t he was to pay or allow the said Snow for the Occupa^{co}n of the said land, the which he hath allready made good fife thowsand pounds of tobaccoe and Caske—

Therefore the Complain^t is now totally deprived of the benifitt and proffitt of his laboure & paines takeing: and of the Considera^{co}n giuen the said Snow for the Enjoym^t of the said land according to the tenor of the aforesaid Deed or agreem^t And the more especially, Because the said Snow doth deny to giue the Complain^t any satisfac^{co}n att all for his greate da^mage susteyned in an about the p^rmisses—

Therefore the Complain^t saith in fact that he dampnified by the said Snowes Base unworthy Cheateing Cozenning and Collusie meanes to the uallue of fflowrety thowsand pounds of tobb: and Caske, and for the same Craueth Judgm^t of this Hon^{ble} Court agst the said Snow and for his Cost of suite &^c:

Sep^t 20th Reymond Staplefort d^{ts} writt ags^t Jn^o Bayley in an acc^{co}n upon his Case, to the uallue of 25010^{lb} tobacco and 536:9:2:ob: of New England m^oney—

Warr^t to sher^r: of Caluert County to arrest arrest &^c Re^t: 10th Octob^r next Prouin^{all} Court—

To the hon^{ble} the Gouverno^r & Councell of Maryland, In Prouinciall Court Assembled—

[p. 56] The humble petⁿ of Reymond Staplefort Sheweth

That Whereas John Bayley stands endedbt to yo^r pet^r in the su^me of twenty ffive thowsand & tenn pounds of tob: and Caske as allsoe is farther endedbt to yo^r pet^r the su^me of fife hundred thirety six pounds nine shillings and two pence halfe penny of New England money, being disbursed by yo^r pet^r for the use of the s^d Bayley when the said Bayley and yo^r pet^r were Copartners in trade as by book & receipts more att large doe appeare—

That the said su^me of 25010^{lb} tob: wth Caske as allsoe the su^me of 536:9:2½ of New England money hath been often times demanded by yo^r pet^r from the said Bayley who as yet hath refused to make any satisfac^{co}n to yo^r pet^r of the aforesaid debt

Wherefore yo^r pet^r humbly prayeth Order of this Hon^{ble} Court Liber F F
 ags^t the s^d Bayley for the debts aforemen^oned, together wth dam-
 ages and Cost of suite And yo^r pet^r shall pray &c:

Then Came Bryan Dayley and Enters these marks of Cattle as Sep^r 21th
 followeth—

For Elioner Keeting Cropt on the left Eare and 2 slitts; the right
 eare underkeeld: and Ouer Keel'd—

For Mary Keeting Cropt on the left Eare and 3 slitts: the right
 Eare underkeell'd wth a hole in it, & the tipp of the Eare Cutt of—

For his owne Childe by name Bryan Daley Cropt on the right Eare
 and 2 slitts thereon the left eare underkeeld and a hole & Cropt

For his owne proper marke w^{ch} was long since t^{dd}. to M^r Gittings
 to be recording but nothing appeareng, hee againe Enters it as foll:
 Cropt on the left eare and 2 slitts the right eare Cropt, and under-
 keel'd and a hole in it—

Marmaduke Snow t^{dds} writt ags^t W^m Boreman In an acc^on upon [p. 57]
 his Case to the uallue of six thowsand fue hundred pounds of tob^b: Sep^r 27th

Warr^t to sher^r: S^t Marys County to arrest &c:

To the hon^{ble} the Gouverno^r and Councell of the prouince of Maryland

S^t Marys ss. Marmaduke Snow of Mattapenny gen^t: Complain-
 eth ags^t W^m Boreman of S^t Marys County gen^t: for that the said
 Boreman hauing bought of the p^lt^f nineteene head of Cattle (uizt)
 ffue steeres One Bull two Cowes two Heifers nine yearlings for the
 su^me of six thowsand fue hundred pounds of tobacco as by a write-
 ing und^r the said Boremans hand doth appeare by which the p^lt:
 saith he is endebted to him the su^me of six thowsand fue hundred
 pounds of tobacco as aforesaid, the which said su^me of six thow-
 sand fue hundred pounds of tobacco the said Boarman utterly re-
 fuseth to pay Contrary as he humbly Conceiues to law and Justice,
 Whereupon he bringeth his acc^on and humbly prayeth Order of this
 Hon^{ble} Court for speedy paym^t thereof And he shall pray

W^m Smyth t^{dds} writt ags^t Sam^l Reape in an acc^on upon his Case Ditto die
 to the uallue of tenn thowsand pounds of tobaccoe—

Warr^t to sher^r: S^t Marys County to arrest &c. Re^f: 10th Octob^r
 next Prouin^{all} Court—

W^m Smyth of S^t Marys County Innhoulder Complaineth ags^t
 Samuell Reape of the same County Boate wright, for that whereas
 the said Sam^l Reape by his deed under his hand dated the 18th day
 of Nouemb^r 1664 did then Couenant wth the said W^m Smyth to
 build him the said Smyth a Certaine flatt bottome boate according
 to such propor^ons and Dimensions, and by a Certaine time as is [p. 58]
 more att large in the said deed exprest for which the said Smyth hath

Liber F F long since according to th^e tenor of the said deed paid a Considerable part and is ready uppon performance to pay th^e remaind^r yet neuertheless he the said Reap him the said Smyth onely minding to Cheate Cozin and defraud of the benefitt of the said Agreem^t which hee according to Justice and equity ought to receiue thereby, hath heitherto neglected and utterly refused the aforesaid deed and Couenant to make good, the which on his part by uertue of th^e aforesaid deed he stands Obleiged to performe, Wherefore the said Smyth sayth in fact, that he is really through and by meanes of the said Reapes neglect Refusall fraud and deceipt, dampnified to the uallue of tenn thowsand pounds of tobaccoe & Caske The Consideraçon of the p^rmisses the Complainant humbly refers to the graue Judgm^{ts} of this Hon^{ble} Court and humbly Craueth the benefitt of this accõn and Judgm^t ags^t the said Samuells Reape, for his performance of Couenants and for his dammage susteyned as aforesaid and Cost of suite—

Ditto die David Anderson by his Attorney t̄ds summons for Elizabeth Emerson and Thomas Knight to testifye in Causo inter Hen: Hudson p̄lt: and ditto Anderson defen^t upon perill of forfeiting 500th tob: each person in Case they appeare not according to summons, on the 10th Octob^r next Pro^{all} Court Summons to she^r of Charles County to summons &^c:

Sep^t 29th W^m Boarman t̄ds summons for John Pille to testifye &^c in Causo inter ditto Boarman p̄lt: & Marmaduke Snow def^t in an accõn upon his Case to the uallue of 40000th tob: and to bring wth him that Obligaçon (now in his Custody) betweene the said p̄lt: and def^t Concerning this suite uppon perrill of forfeiting 500th tob: in Case he appeare not according to summons—

Summons to she^r. S^t Marys County Ref: 10th Octob^r next

[p. 59]
Octob^r 2^d These are in the name of the Rig^t Hon^{ble} the Lord Proprietary of this prouince to will & require yo^w to summons William Boarman and Thomas Innis to make their p^rsonall appearance att the next Prouin^{all} Court to be holden att s^t Marys on the 10th instant there to giue Euidence on the behalfe of the Lord Prop^r ags^t Tho: Courtney for breach of his lōps peace, & this in noe wise Omitt yee und^r the penalty of 500 tob: and then & there returne this writt, And for soe doing this shall be yo^r warr^t Giuen und^r my hand this 2^d October 1665
Philip Caluert

To the sherriffe of S^t Marys County
Or his Deputy—

Ditto die issued another su^mons for Henry Darnall & W^m Smyth to testifye on behalfe of the Lord Prop^r ags^t Tho: Hamper Vt supra—

The same for Cap^t Rob^t Troope to testifye ut supra ag^t Courtney

These are in the name of the Rig^t Hon^{ble} the Lord prop^r to will & Liber F F
 require yo^w to arrest the Body of Thomas Hamper and him in safe
 Custody keepe untill he shall giue in sufficient security to appeare by
 himselfe or his Attorney att the next Prouin^{all} Court to be houlden
 att S^t Marys on the 10th instant there to answeere unto such thinges
 as shall be objected ags^t him on the behalfe of the Lord prop^r for
 unlawfully rideing of a mare belonging to W^m Smyth and for breach
 of his löps peace, And for soe doing this shall be yo^r warr^t Giuen und^r
 my hand this 2^d Octob^r 1665 Philip Caluert

To Andrew Robinson Constable

in Petuxent riuier neer
 back Creeke

the same issued uerbatim mutatis mutandis for Thomas Courtney Ditto die
 directed to Tho: Hatton Constable &^c—

The aboue said su^mons for Rob^t Troope was directed to the sher-
 riffe of Charles County

James Strowd t^{ds} writt in Chancery for Thomas Bennitt to ap- [p. 60]
 peare next Prouin^{all} Court on the 10th instant to answeere &^c und^r the Octob^r 4th
 penalty of 100th sterling.

To the honn^{ble} the Gouverno^r Chancello^r And Councell of the Prouince
 of Maryland

Humbly Complaining sheweth unto yo^r Honn^{rs} yo^r dayly Orato^r
 James Strowd of Herring Creeke in the County of S^t Marys in the
 Prouince of Maryland Boate wright that whereas about the month of
 May 1663 Thomas Bennitt was seised in his Demesne as of fee, of &
 in one planta^{con} Cont^t: 150 acres of land Comonly Called & knowne
 by the name of Smootes planta^{con} lying in the said Herring Creeke
 and being thereof soe seized, the said Thomas Bennitt for & in Con-
 sidera^{con} of the su^me of six thowsand pounds of tob: to him the
 said Bennitt att seuerall times to be paid and fowre thowsand fwe
 hundred pounds thereof already in hand paid did on the 14th day of
 May 1663 fully freely & absolutely alien grant bargain & sell unto
 yo^r said Orato^r his heires & assignes for Euer the said planta^{con} of
 150 acres of land wth all buildings fencings Orchards & Comodities
 w^tsoeuer to the same belonging to haue & to hould the said land &
 p^rmisses to yo^r said Orato^r and his heires for Euer to the only Vse
 of yo^r said Orato^r his heires & assignes for Euer, as by a wryting und^r
 his hand more att large appeareth But now soe it is may it please yo^r
 Honno^{rs} that att the time of the making of the said wryting yo^r said
 Orato^r being unskillfull and alltogether ignorant in the law Concern-
 ing Just titles to land did verily thinke he had A good title thereunto
 which now by the aduice and instruc^{cons} of his freinds doth plainly
 to him appeare to the Contrary, And notwthstanding that this Compt^t:
 hath sundry times as well by himselfe as by diuers others sent & come

Liber FF to the said Thomas Bennitt gently requiring him to make yo^r said
 [p. 61] Orat^r further Conueyance & assurance of the said land, By fine to be leauyed & acknowledged before yo^r Honno^{rs}, that a fine thereof might haue been leauyed to the proper use and behoofe of yo^r Orato^r & his heires for Euer, att the sole Charge in the law of yo^r said Compt: yet that to doe hee the said Tho Bennitt hath heitherto refused & denyed & yet doth deny and refuse to doe the same Contrary to all equity & Justice to the manifest deceiting & disinheriting of yo^r Compt: of & in the said planta^{co}n except speedy remedy be in due time prouided to preuent the same

Wherefore th^e p^rmisses Considered & for as much as yo^r said Orato^r hath noe direct acc^on by the Co^mon law to Compell the said Bennitt to assure unto him this Compt: the said planta^{co}n according to the said Bargaine thereof Itt may please yo^r Honno^{rs} the p^rmisses Considered to grant unto him this Compt: his lōps writt of subpā to be directed to the said Bennitt thereby Co^manding him att a Certaine day and under a Certaine paine therein to be lymitted p^rsonally to be & appeare before yo^r Honno^{rs} in the Prouin^{all} Court of Chancery on the 10th day of Octob^r next there to Answere unto the p^rmisses and further to stand to and abide such Order and direc^{co}n therein as to yo^r Honno^{rs} upon the hearing of the said Cause shall seeme to bee agreeable wth right Equity & good Conscience—

This Indenture made the twentyth day of August in the yeare of Our lord god One thowsand six hundred sixty fīue Betweene Richard Preston senior of Caluert County in the Prouince of Maryland of the one part and Henry Stracy of London merchant on the other part
 [p. 62] Witnesseth That the said Richard Preston for and in Considera^{co}n of the sūme of ten thowsand pounds of tobacco to him att and before the Ensealing and deliury of theise p^rsents well & truely in hand paid by the said Henry Stracy whereof and wherewth he the said Richard Preston doth acknowledge himselfe fully sattisfyed contented and paid, hath granted aliened bargained sold and Confirmed and by these p^rsents doth fully Clearely and Absolutely grant alien bargainne sell and Confirme unto the said Henry Stracy all that the Manno^r of Wolseley in Talbott County lying on the east side of Chesepiacke Bay and on the north side of a riuier in the said Bay called Chop-tanck riuier beginning att a markt Oke upon a point by a marsh respecting an Indian towne to the south east running north east up the riuier for bredth 500 p^rches to a markt Cedar tree upon a point bounding on the north by a line drawne west north west from the said Cedar for length 320 p^rches on the west by a line drawne south west from the end of the west north west line for bredth 500 p^rches on the south by a line drawne east south east from the end of the south west line unto the first markt Oke on the east by the said riuier Contayning by Estima^{co}n One thousand acres more or less formerly in the tenor of

Philip Caluert Esq in the prouince prouince aforesaid and by him Conueyed to the said Richard Preston as by the pattent from the lord Proprietary of this Prouince bearing date the 18th day of January 1659 and Endorsm^t thereon more att large appeareth To haue and to hould the s^d manno^r of Wolsley contā: 1000 acres aforesaid to him the said Henry Stracy his heires and Assignes for euer Together wth all rights proffitts and benifitts thereunto belonging Royall mynes excepted In wittnes whereof the said Richard Preston haue hereunto put his hand & seale the day and yeare first aboue written

locus
sigilli

Signed—Richard Preston

Comand Richard Preston sen^r of Caluert County in the prouince of Maryland that Justly &c: he keeps wth Henry Stracy of London merch^t the Couenant &c: of one thowsand acres of land Called the manno^r of Wolsley lying in Talbott County in the prouince aforesaid wth its appurtenances &c:

Philip Caluert

And the agreem^t is such that the said Richard Preston hath acknowledged the aforesaid tenem^{ts} wth its appurtenances to be the right of the said Henry Stracy as those which the said Henry Stracy hath of the guift of the s^d Richard Preston and the same he hath remised and quitt claymed from him and his heires to the aforesaid Henry Stracy and the heires of the said Henry Stracy for euer And further the said Richard Preston hath granted for him and the heires of the said Richard that he will warrant to the aforesaid Henry Stracy and the heires of the said Henry the aforesaid Tenements wth the appurtenances ag^t him the said Richard Preston and the heires of the said Richard for euer, And for this Recogniō Remission Quitt Claime fine & Concord the said Henry Stracy hath giuen to the aforesaid Richard Preston the sume of Ten thowsand pounds of tobacco in Caske

Ri: Preston

Capta et Recognita Coram me

9th October 1665

Philip Calvert

Henry Hare demands writt agst Jonathan Sibrey in an accōn uppon the Case to th^e ualew of Three Thows^d pownds of Tob.

War^t to sheriffe of Kent County to arrest &c: Ret. next Prouinciall Court 10th Octob^r next.

To th^e hon^{ble} th^e Leiu^t Gräll & Councell of Maryland in Prouinciall Court assembled

The humble Petⁿ of Henry Hare sheweth

That whereas M^r Jonathan Sibrey came to souiurne att th^e howse of M^{rs} frances Morgan on th^e Isle of Kent about th^e middle of March last was a Tweluemonth & then^{ce} Continued 'till Nouemb^r following, Att or about w^{ch} time hee had a Cargoe of goods consigned to him,

Liber F F w^{ch} goods th^e s^d Sibrey being altogether incapable of disposing requested of th^e s^d M^{rs} Morgan to lett yo^r Pet^r then her seruant to bee assistant to him; shee th^e s^d M^{rs} Morgan gyuing yo^r Pet^r th^e benefitt thereof to conuert to his owne use, yo^r Pet^r keeping th^e s^d Sibreys bookes of Accounts receiued most part of his Tob, & helped him dispose of soe many goods as amounted to ffowrty Three Thows^d & odde pownds of Tob, for w^{ch} hee is not in th^e least satisfied

Wherefore yo^r Pet^{rs} humble request is th^t this hon^{ble} Bench would bee pleased to graunt an Order for Three Thows^d pownds of Tob. w^{ch} hee accepts of in satisfaction together wth Cost & Charge of suite And yo^r Pet^r shall pray &c :

[p. 64] Att a Prouinciall Court held att S^t Maries on Twesday th^e Tenth day of Octobr^r 1665

Charles Caluert Esq ^o Gouverno ^r	M ^r Edward Lloyd	} Councill ^{rs}
Philip Caluert Esq ^o Chancel ^r	M ^r Henry Coursey	
	M ^r Baker Brooke	
	Co ^{ll} William Euans	
	M ^r Thomas Truman	

The Court being mett & Oyes proclaymed, The Grand Jury of Enquest called (Viz^t)
fforeman

Richard Smyth	ffrancis Carpenter	John Bowles
Robert Blinkhorne	Michael Baysey	Thomas Smoote
William Euans	Henry Tripp	George Macall
Arthure Ludford	Thomas Innis	James Walker
George Collins	Peter Mills	Thomas Thorowgood
James Veitch	Robert Henly	John Cage

Who being all sworne The Chancelo^r deliuered their Charge; As Concerning witchcraft, Burglary, ffelony, murther, & other Trespasses where a Penalty or ffine is imposed by th^e Law of th^e Prouince.

Ordered th^t th^e sheriffe prouide a messenger to goe forthwth & wth what speed hee can up to Portobacco in Charles County & bring downe from thence Elioner th^e wife of Edmund Lindsey to testify Viua Voce in Court what shall bee demanded of her concerning Hannah Lee th^e Wife of Will^m Price & Mary Marler, And bee here againe in Court wth her th^e s^d Elionor by Saturday next.

Att a Court held in Caluert County 21th March 1665

Pnt ^e Maior Brooke	Thomas Letchworth	
Hugh Stanly	George Peake	Gent ⁿ
Charles Brooke		

Cuth: ffenwick p^{tf} } The p^{tf} sueth th^e dēfts for killing & mak- Liber F F
 Hugh Johnson } ing away seuerall of his marked hoggs &
 Nathan: Sprigge } dēfts } alleageth hee will proue it uppon oath. But
 Rich: Newell } th^e dēfts acknowledging th^e allegaōn say
 itt was a mistake in th^e mark. Yett th^e busines being by th^e Court
 more strictly examined, it appeared a willfull designe

Ordered therefore th^t Nathaniell Sprig & Hugh Johnson pay unto
 th^e p^{tf} for his s^d hoggs & informaōn seauenteene hund^d pownds of
 Tob a peice & three hund^d pownds of Tob a peice to th^e L^d Prop^r ac-
 cording to Act of Assembly. But Richard Newell being incapable to
 satisfy in Tob. or goods because a seruant, It's ordered th^e s^d Newell
 stand Three Courts in th^e Pillory wth his fact written in Capitall Let-
 ters ouer his head, And that hee bee gyuen Twenty Lashes on th^e bare
 back euery Court And further ordered th^t th^e sheriffe forthwth take [p. 65]
 him into Custody, & bring him to euery Court, till this order of Court
 bee fulfilled.

True Coppie
 John Turuill C^{ke}.

Att a Court held 20th June 1665

P ^{nt} Thomas Sprigge	Richard Collett	
Thomas Brooke	Will ^m Dorington	Gent ⁿ
Hugh Stanley	Toby Norton	
Tho: Letchworth		

Whereas Richard Newell being committed to th^e sherriffe M^r
 Spriggs Custody to bee brought to this Court, And the sheriffe fayl-
 ing thereof, Ordered th^t the order of Court bee Returned to th^e Pro-
 uinciall Court.

True Copie
 John Turuils C^{ke}.

In this Cause referred from Caluert County to this Prouinciall
 Court where it appeares that Thomas Sprigge being then High sher-
 iffe of that County, did willfully suffer or permitt Richard Newell
 (being his Prisoner & putt into his Custody by order of that County
 Court) to Escape, & not suffer punishm^t according to th^e s^d Order.
 It is therefore ordered, by reason of th^e s^d Spriggs connyuance, & will-
 full permittance of escape in th^e s^d Prisoner That th^e s^d Thomas
 Sprigge bee fyned to th^e Lord Proprietary in the sume of Two
 Thows^d pownds of Tob. And It is further ordered th^t th^e s^d Thomas
 Sprigge bring Richard Newell his fores^d Prisoner to th^e next County
 Court to bee held in Caluert County, there to suffer such punishm^t as
 hee was ordered to suffer & as was intended by th^t County Court, And
 in case th^e s^d Thomas Sprigge doe not produce or bring th^e s^d Pris-
 oner to th^e s^d Court as afores^d Then it is further ordered th^t th^e s^d
 Thomas Sprigge pay Two Thows^d pownds of Tob. more, That is to
 say seauenteene hund^d pownds of Tob. to Cuthbert ffenwick for his
 dammage &c: And Three hund^d pownds of Tob. for a ffyne to th^e

Liber F F Lord Proprietary, according to Act of Assembly in that Case prouiding.

It is this day ordered th^t Will^m Smyth of S^t Maries Inholder pay or satisfy that Bond being for ffueteene Thows^d pownds of Tob. & cask to th^e Lord Proprietary: Wherein hee stands bownd for Will^m Price for soe much according to an order of th^e Prouinciall Court 7th Octob^r 1664, And bee left for his remedy against th^e s^d Pryce

The Court adiurned by th^e Leiu^t Gräll till to morrow morning
9 a'Clock.

[p. 66]

Wednesday 11th Octob^r 1665

All p^rsent as yesterday.

Thomas Nottley p^{tf} } The dēft not appearing, Respited 'till after-
John Walton dēft } noone.

Know all men by these p^rnts th^t I Andrew Skinner of Talbott County in th^e Prouince of Maryland, doe Constitute appoynt & putt, & by these p^rnts haue constituted, appoynted & putt my trusty & Louing ffreind Daniel Jenifer my true & lawfull Attorney to Act & doe for mee, & to my use whatsoeuer things hee shall see conuenient to bee done betweene mee th^e s^d Skinner & th^e heyres or executo^{rs} of ffrancis Riggs late of this Prouince deceased, Concerning Two obligatōns of th^e s^d Riggs due to mee th^e s^d Skinner The one being Two Thows^d pownds of Tob. & th^e other Three Thows^d pownds of Tob. And whatsoeu^r my s^d Attorney shall Lawfully doe in the p^rmises I doe hereby acknowledge it to bee my owne proper Act & Deed in Law as fully & really as if I my selfe were p^rsonally p^rnt att th^e doeing thereof, Wittnes my hand & seale this 27th of Decemb^r 1664.

Sealed signed & deliuered

A Skinner Seale

in th^e p^rsence of
Philip Caluert

And. Skinner p^r Attornⁱ } The p^{tf} sueth th^e dēft in Two Accōns, th^e
Daniel Jenifer p^{tf} } one in an accōn of Debt of 2000^l Tob. due
Rich: Collett Admistr^r } by Bill & Produceth ffran: Riggs Bill
of ffrancis Riggs dēft } whose admistrato^r th^e dēft is, w^{ch} s^d Bill is
thus attested.

James Shaclady sworne on th^e 23^d March 1664, th^t hee was wittnes to th^e aboue menconed Bill, & in his p^rnce deliuered by ffrancis Riggs to And^w Skinner as his Act & Deed, after signed by th^e s^d Riggs

James Shacklady

Sworne to before mee
Charles Caluert

The other accōn in an accōn uppon his Case for non p^rformance of Liber F F Couen^t w^{ch} is also thus proued.

The depositions of Sampson Waring & Thomas Elwes taken before mee George Peak Gentⁿ th^e 7th of Aprill 1665.

Sayth That they were p^rsent att th^e making of this Ingagem^t wthin specified, & th^t ffrancis Riggs deceased did signe, seale & deliuer th^e s^d Ingagement as his Act & Deed wittnes our hands th^e day & yeare aboue written

Sworne before mee
George Peake.

Sampson Waring
Thomas Elwes

Both th^e p^rfs Pet^{ns} being read, The first for 2000^l Tob. & th^e latter for Three Thows^d pownds of Tob. It is Ordered th^t th^e deft putt in his answee to both these suites by afternoone/

Marmaduke Snow his Lfe of Attorney to D^r Luke Barber.

[p. 67]

The are to certify all whom it may Concerne th^t I Marmaduke Snow of Mattapany gentⁿ haue, & by these p^rnts doe constitute & appoynt my Louing ffreind Luke Barber my true & lawfull Attorney, for mee & in my name to aske, sue for, recouer, & receiue all & euey debt or debts dues, or accounts whersoer belonging to mee th^e s^d Snow; As also to answee, defend, & for mee & and in my name to appeare att any Court or Courts wthin this Prouince of Maryland. And there pleade, impleade answee or defend, in any or all accōn or accōns to mee relating eyther as plaintiffe or defend^t And whatsoeu^r my s^d Attorney shall therein or thereby doe or cause to bee done in Court or out of Court by as afores^d or further by making another Attorney or Attorneys quitting releasing discharging imprisoning or securing any p^rson, Estate, thing or things, or or any other act or acts, w^{ch} shall to my s^d Attorney seeme conuenient, to doe or to bee done, And whatsoeu^r my s^d Attorney shall accordingly doe, I doe by these p^rnts ratify & confirme in as full & ample manner as if I my selfe were then & there p^rsonally p^rsent, as wittnes my hand & seale this 3^d of July 1665

Marmaduke Snowe Seale

Test,

Will^m Rosewell
Emma Rosewell

Will^m Caluert Esq^r p^rf } The p^rfs Petⁿ being read, & th^e dēfts Bill
Marmaduke Snowe dēft } produced for Ten Thows^d pownds of Tob.
The dēft by his Attorney D^r Luke Barber in answee sayth, That hee hath nothing to alleage agst that Bill, But further That some part of th^e same is already payd & satisfyed to th^e p^rf, And th^e p^rf confesseth th^t hee hath receiued one Thows^d six hund^d & ffowrty & noe more.

Ordered That th^e dēft pay th^e Remainder of th^e s^d Bill to th^e p^rf, w^{ch} is six Thows^d Three hund^d & sixty pownds of Tob. wth Costs of suite. The Costs allowed by th^e Board are 300^l tob.

Liber F F Will^m Caluert dds writt exequōn agst th^e estate of Marmaduke Snowe according to th^e fores^d Order.

Writt Exequōn issued to th^e sheriffe S^t Maries County accordingly

Henry Coursey Esq^r p^lf. } The writt being not returned Executed,
Godfrey Bayly dēft. } Ordered th^t a new writt issue out to th^e
sheriffe of Baltemore County to summone th^e dēft downe to th^e next
Prouinciall Court.

Writt issued to th^e sheriffe of Baltemore County according to th^e
s^d Order Ret. next Prouinciall Court, 2^o Jan: next

[p. 68] Tobias Wells p^lf } The p^lfs Petⁿ read, To th^e w^{ch} th^e dēft de-
Barthol. Gleuyn dēft } syres Respite only 'till after noone to putt in
his answere, w^{ch} was graunted by th^e Board, & Ordered th^t this bee
th^e second cause called.

Co^l Will^m Euans p^lf } The p^lf in his Declaraōn or Petⁿ sueth th^e
Walter Pakes dēft } dēft for a mare & a foale wth dammage for
non paym^t In answere th^e dēft sayth That hee was but security only,
for James Jolley. Yett hee confesseth Judgm^t for a mare & a ffoale
& denyeth th^e dammage, w^{ch} th^e p^lf alleageth hee hath susteyned,
And noe Reall dammages made appeare, none therefore allowed.

Ordered th^t th^e dēft pay to th^e p^lf a mare & a ffoale, wth Costs of
suite.

The Costs allowed by th^e Board are { 2 wittnes 4 dayes... 240
Attor: ffee 060

300

John Bowcock p^r Attor. } The p^lfs declaraōn being read, The dēft
Tho: Nottley p^lf. } desyres Respite 'till afternoone to putt in
Joseph Harryson dēft } his answere, w^{ch} was Graunted, & ordered
that this bee th^e third Cause then called.

Thomas Notley p^lf } To th^e p^lfs Declaraōn for Two Cowes &c:
Raphael Haywood dēft } The dēft by his Attorney James Thompson
pleads non est factum, And uppon some debate & hearing of th^e
Cause An Imparleance Graunted 'till next Prouinciall Court.

The Deposⁿ of John Gee aged ffowrty yeares taken in open Court
12^o Octob^r 1665.

The Depon^t sayth th^t Raphael Haywood did or neare th^e last day
of March Last past, owne & acknowledge att th^e howse of Thomas
Nottley in S^t Maries County, That hee did owe unto th^e s^d Thomas
Nottley Two good sownd yowng Cowes, eyther greate wth calfe or

to haue calves by their sides, And th^t th^e s^d Haywood did att th^e same time afors^d giue order unto th^e s^d Nottley to send for th^e s^d Cowes to th^e s^d Haywoods Plantaōn on S^t Clem^{ts} manno^r, And th^e s^d Nottley did in pursuance of th^e s^d Order send this Depon^t for th^e s^d Cowes, And att this Depon^{ts} comming to th^e Plantaōn of th^e s^d Haywood, The s^d Haywood did only shew him this Depon^t a small heifer w^{ch} this depon^t did iudge was not wth calfe, And did only say hee would some time afterward looke for other Cowes to pay th^e s^d Nottley, & further sayth not.

Juranit Philip Caluert

Robert Sampson being called & not appearing fyned 500^l Tob.

Rowland Whyte allsoe called & not appearing fyned 500^l Tob.

Richard Collett Adm̃istrato^r of th^e Estate of ffrancis Riggs came [p. 69] in open Court, & confesseth Judgm^t for both those Bills due to Andrew Skinner, That is to say, The one for Three Thows^d pounnds of Tob. & th^e other for Two Thows^d pounnds of Tob. To th^e w^{ch} hee was Ordered to giue in his answer. Vid. fol. 66.

Hierome Whyte p^{ff} } The p^{ff} by his Attorney produceth a Bill of
Rich: Collett, Adm^r } ffrancis Riggs for 450^l Tob. The dēft ac-
of ffr: Riggs dēft } knowledgeth th^e Bill, But sayth hee hath all-
ready payd away all th^e Estate of th^e Deceased, whose adm̃istrato^r
hee is, And th^t hee hath not Assetts enough in his hands to satisfy
that Debt claymed.

The Grand Jury came into Court, being agreed upon seuerall Bills, And declared th^t they were contented th^t th^e Board should amend all false writings or misforme in th^e s^d Bills, w^{ch} are as followeth/

Lett it bee enquyred for th^e R^t hon^{ble} th^e Lord Prop^r whyther Maquamps alias Bennett an Indian of Mattawoman in Charles Iditem^t County on th^e 17th day of August last past att th^e howse of Agatha Langworth of S^t Johns in th^e County afores^d spinster, uppon John Langworth th^e sonne of th^e s^d Agatha Langworth by force and Armes an Assault did make, & th^e head of th^e s^d John did cutt of, And allso whither th^e s^d Maquamps alias Bennett uppon Lucy Good hauing th^e head of th^e sayd John under his Arme, att th^e howse of th^e s^d Agatha wth a Tomahauke an assault did make, Gyuing her a dangerous wound in her head, & soe whither th^e s^d Maquamps by cutting of his head th^e s^d John Langworth att th^e place afores^d on th^e day afores^d in manner & forme afores^d feloniously & of malice forethought did kill & murther, against th^e peace of his L^p his rule & dignity, And whither Chotyke of th^e Towne & County afores^d were

sides th^e fores^d Chotyke, shee did see th^e other (now in custody) *Liber F F*
 called by name Bennett and another Indian called th^e old ffisherman [p. 71]
 alias Inuoyce, & another Indian but unknowne to this Depon^t, And
 after they were shutt out they runne about th^e howse two or three
 times, but not finding any entrance, they went through th^e orchard
 & th^e Cornefeild after th^e Children & further this Depon^t sayth not.

The marke of Δ Lewis Good

Elizabeth Brumley aged 24 yeares or thereabouts sworne on th^e
 27th Septemb^r 1665 sayth,

That this Depon^t was on th^e 17th day of August last in th^e Corne-
 feild of her mistresse, Agatha Langworth, when shee heard her s^d
 mistresse Cry out Indians, whereuppon this Depon^t did strive to gett
 th^e Children together, who did cry Extraordinarily, And this Depon^t
 called th^e Boy John & sayd Peace Jonny, Then this Depon^t turned
 about & saw fflower Indians, making towards her, Two of w^{ch} Indians
 was th^t Indian called Bennett, now in custody, as allsoe th^t Indian
 called th^e ffisherman, But for th^e other Two shee did not know, And
 th^t th^e afores^d Bennett did then make towards one of the Children,
 w^{ch} was a Boy, & knockd him downe wth his Tomahauke, Where-
 uppon shee askd him in Indian Kaquince machissino Chippone why
 hee did soe? Who answered in Indian, Because hee would. Vppon
 th^t this Depon^t run away wth th^e Girle, & this Indian Bennett made
 after her, shooting Arrowes, but misssd her, & came up to her wth th^e
 Boyes head under his arme, And shee saw th^e old ffisherman passe
 her, & this Indian Bennett came into th^e weeds & lay downe th^e Childs
 head & sayd in Indian Pops innahayo A woman wth Child, & struck
 att her wth his Tomahauke, three times, w^{ch} made three Cutts in her
 Cap & two cutts in her head, & thereuppon left her for Dead, And
 further this depon^t sayth not.

The mrk of X Eliz: Brumley.

Thomas Haslings aged 23 yeares or thereabouts sworne on th^e
 27th day of Septemb^r 1665 sayth,

That this Depon^t was on th^e 17th day of August last working in a
 Plantation next to M^{rs} Langworths, where hee had bought a Crop
 And they had iust made an end of worming & succoring when Ben-
 nett Marchegay askd him if hee would sitt downe & pype it, w^{ch} hee
 did, In w^{ch} time they were talking of th^e Indians, Marchegay saying
 that hee feared they were doeing some mischeife th^t they did not
 come about as they use to doe, when they heard M^{rs} Langworths
 Dogge bark, And they sayd that surely th^e Dogge had mett wth some
 Vermine. Then p^rsently they heard M^{rs} Langworth Cry out, away,
 away, Indians, Indians, with that they all runne as hard as they could
 driue, & Bennett Marchegay tooke his Broad Axe in his hand, And
 it was this Depon^ts fortune to gett a little before th^e rest, And when
 this Depon^t came into th^e Plantaon, hee saw fflower Indians pursuing [p. 72]
 Elizabeth Brumley, M^{rs} Langworths mayd, shooting after her wth

Liber F F arrowes, Amongst w^{ch} Indians this Depon^t doth declare that th^e Indian now in Custody by name Chotyke was one of them th^t shott after th^e mayd, But for any of th^e other Three this Depon^t cannot say hee knew any of them, hauing noe time to peruse them, Then this Depon^t hollowes, Vppon w^{ch} th^e Indians runne back to th^e top of th^e hill & shott about halfe a score arrowes att him before any of th^e rest came up to him, Then after they were all come up, These s^d Indians shott about fowrty arrowes att them, Then this Depon^t made up to recouer th^e howse: w^{ch} they did hinder by comming betweene him & th^e howse, in w^{ch} time this Depon^t wth th^e rest did enspect John Gabinnett wth a Gun, came up M^{rs} Langworths eldest Girle being chased before by th^e s^d Indians, Then th^e Indians all fall a hollowing & running downe th^e hill forced them back againe to Bennett Marchegays Plantāon, And when they desisted in pursueing them th^e afores^d Indian Chotyke shott an arrow att this Depon^t w^{ch} hee did defend wth a Tobacco stick in his hand, when they mett wth John Gabbinnett wth his gun, whereuppon they all run away, & further this Depon^t sayth nott. Thomas Hailings.

Bennett Marchegay aged 32 yeares or thereabouts sworne on th^e 27th day of Septemb^r 1665 sayth,

That this Depon^t was in his Tob. grownd wth his Poeple & Thomas Hailings comming by This Depon^t askd him to pype it, And while they were pyping hee was saying, what doe yo^w thinke of th^e Indians? now they are all gone to Pascattoway & deserted their Towne: And doe uerily beleue th^t as soone as their meetings are broake up that they will giue us a Clap. The word was noe sooner out of his mouth but they heard M^{rs} Langworth Cry away, away, Indians, Indians, soe I bad th^e folks run & hollow & this Depon^t would follow them after hee had fetched his Broad Axe, w^{ch} hee did & spoake to John Gabbinnett to goe & fetch his gun, & follow them. And when this Dep^t wth th^e rest of th^e English came into M^{rs} Langworth Plantāon, they saw fflower Indians w^{ch} when they saw th^e English they fell a running to th^e top of a Hill amongst w^{ch} th^t Indian Chotyke, now in custody, was one, for th^e other Three this Depon^t did not well know, hauing not time nor opportunity to come neare enough to them. Then they faced about, & seing th^t this Depon^t wth th^e rest was unarmed, they came running downe th^e Hill againe in pursuite of them, [p. 73] untill they were forced to reteeete to this Depon^{ts} Plantāon, in w^{ch} interim this Depon^t did see M^{rs} Langworths eldest daughter run through the Indians, towards them for shelter, w^{ch} made this Depon^t stay th^e longer to saue her, And then came up John Gabbinnett wth a gun, & bid him pursue th^e Indians, while hee went to his howse to see his wife, & further this Depon^t sayth nott.

These 5 foregoing Depos^{ns}
was on th^e day & yeare afore
written taken before me

B. Marchegay

Charles Caluert

The other now brought are
Whetstons negro, not p^rsentable.

Liber F F

Bill a^gst John Ellis ffor Petite Larceny, Ret. Wee of th^e Jury doe
find John Ellis p^rsentable.

Bill a^gst Thomas Hamper, Ret. Ignoramus.

Bill a^gst Thomas Clark, Billa vera Presentable

Vid
Presentm^t
infra fol.

The Court adiornd by L^t Gräll till afternoone.

Wednesday afternoone 9th Octob^r 1665. All mett as in th^e fforenoone.

Tobias Wells p^rf } The dēft now bring in his answe^r (Viz^t) The
Barth: Gleuin dēft } dēft pleads in Abatem^t of th^e writt, ffor th^t
noe such accōn can lye in this Case, att th^e Common Law, And there-
fore Craues Judgm^t of th^e Court whither or noe hee can bee Legally
constrayned to answe^r, noe Bill or specialty being in being, or to
bee produced as th^e p^rf by his Declarāon hath acknowledged. The
w^{ch} by th^e Board was graunted, & th^e p^rf nonsuited.

John Bowcock Thomas Nottley p^rf } The p^rfs Petⁿ read. The dēft
Joseph Harryson dēft } putts in his answe^r, (Viz^t)
The dēft denyeth th^t euer hee was Attorney to that s^d Miller men-
tioned in th^e p^rfs declarāon, or th^t euer hee had any goods of his in
his Custody. Therefore pleads in abatem^t of th^e writt. W^{ch} not
prouing, The p^rf. nonsuited. The dēft demands these Costs, w^{ch} are
allowed him (Viz^t)

7 dayes allready out wth a horse..... 180^t

Attorneys attendance & ffee 2 dayes..... 120

300

John ffoxhall p^rf } In th^e accōn of his Case, The p^rf not prouing, [p. 74]
Absalon Couent dēft } nonsuited, wth costs to th^e dēft. Nicholas
Yowng th^e Attorney of Absalon Couant humbly desyreth these ffees.

To a nonsuite..... 150

3 dayes attendance goeing & comīng..... 090

Attorneys ffee & attendance..... 060

Allowed by th^e Board. 300

John ffoxhall p^rf }
Absalon Couant dēft } The other accōn wth drawne.

Thomas Nottley p^rf } The dēft not appearing eyther by himselfe or
John Walton dēft } Attorney. Ordered th^t th^e p^rf haue Judgm^t ac-
cording to his Bill a^gst th^e dēft, ffor one Thows^d seauen hund^d fifty

Liber F F nine pownds of Tob. in Cask, wth Costs & Charges of Court. The Costs & charges allowed are, Two hund^d & seauenty pownds of Tob. In all Two Thows^d Twenty nine pownds of Tob.

Justinian Gerard pff } The pffs wittnes whereby to proue his de-
John Carington dēft } mand Lyuing in Virginia, & being att p^{nt} sick,
Hee desyres Imparleance 'till next Prouinciall Court. W^{ch} was
graunted by th^e maio^r Vote of th^e Councell.

The Grand Jury Came into Court, & brought These Bills.

Jacob Negro Inditem^t for murther, Billa Vera

Thomas Courtny-Ignoramus.

Elizabeth Bennett for Witch &c: Ret. not p^rsentable.

And some other Bills p^rsentable for Hogstealers, w^{ch} are entred
uppon Record, att th^e end of th^e Court.

The Court adiorned 'till tomorrow morning 9 a'Clock.

Thursday 12th Octob. 1665. The Court mett. All present
as yesterday.

Henry Hudson pff } That summons being read, w^{ch} according to
Dauid Anderson dēft } th^e Last order was ordered, for th^e Attor-
neys of th^e dēft to haue timely notice to make their appearance.
Thomas Nottley sayth That hee was not Legally summoned.

[p. 75] Abraham Rowse sworne in ditta causa sayth, That hee shewed
M^r Thomas Nottley (th^e dēfts Attorney) th^e order of Court formerly
passed in th^t Cause, & gaue him a Copey of th^e s^d Order, & th^e sum-
mons thereunto annexed. And th^e Court Judged that That was a
Lawfull & legall summons.

Then M^r Thomas Nottley sayth That himselfe & Will^m Caluert
Esq^z are th^e Attorney or Attorneys of Isaack Bedlow, & thereuppon
produceth his letter of Attorney, w^{ch} is as followeth.

Know all men by these p^{nts} th^t I Isaack Bedlow late of New
Yorke, and now of th^e Prouince of Maryland merch^t Doe hereby
impower Constitute & appoynt Will^m Caluert Esq^z & Thomas Nottley
merch^t both of S^t Maries County in th^e Prouince afores^d To bee my
true & Lawfull Attorneys, Joyntly & seuerally to appeare for mee, &
in my behalfe att any Court or Courts wthin this Prouince, & there
as occasion shall requyre to plead to any such Accōn or accōns, as
are or shall bee commenced against mee or agst any p^rson or p^rsons
whatsoet^r unto whom I am, or haue bene Attorney, And especially
to plead for mee & in my behalfe, unto an accōn commenced agst th^e
Vessell or ffrigott formerly called th^e Expedition (now th^e Jane)
by Henry Hudson merch^t, And what my s^d Attorneys or eyther of

them, or any or cyther of their Lawfull substitutes, shall doe or cause Liber F F
to bee done in th^e pursuance of this my power, I hereby allow of,
ratify & confirme, to bee as firme & substantiall to all intents & pur-
poses as if I were p^rsonally p^rsent att th^e doeing thereof. In Confir-
māon hereof I haue hereunto sett my hand & seale th^e 22th day of
May 1665 . Isaack Bedlow seale

Signed sealed & deliuered

in th^e p^rsence of

Justinian Gerard

Tho: Lomax.

* Then the dēft sayth for answer

That he detaineth no such ffriggott

in manner & forme as is alleaged/

After much debate in th^e cause by th^e Attorneys on both sides
pleading & many papers produced & read, The Cause putt to a Jury.

Writt to sheriffe to impanell a Jury of 12 men, Ret. forthwth.
Sheriffe Ret. his writt, & warned & called

fforeman

Cap^t Will^m Burgesse

Justinian Gerard

Thomas Sprigge

John Smyth

Richard Collett

Abraham Rowse

Beniamin Rosier

Curtis fletcher

John Gittings

John Emerson

Daniel Clocker

Nicholas Yowng

The p^rfs Declarāon being Read,

* The dēft in answer sayth, That hee detaineth noe such ffriggott
in manner & forme as is alleaged.

John Hawkings in hac causa sworne sayth,

[p. 76]

That about three yeares agoe hee freighted horses uppon th^t Ves-
sell, now in dispute & since one horse on th^e same, & th^t it was then
reputed & esteemed by him this Depon^t as M^r Hudsons Vessell.

Raymond Staplefort in ditt positiuely sweares th^t th^e Vessell now
in dispute about ffowre yeares & a halfe agoe was M^r Hudsons Ves-
sell, Being told soe much by th^e Carpenter who built that Vessell,
hee lyuing in New England.

The papers both of th^e p^rf & th^e dēft being read, & their allegāons
on both sides heard, The Jury went out on th^e busines in charge

Henry Warren p^r Attorn Will^m Calu^rt Esq^p p^rf }
George Thompson p^r Attorn Samuel Cressey dēft }

Know all men by these p^rnts th^t I Henry Warren of S^t Innegōs in
the County of S^t Maries gentⁿ doe hereby constitute & appoynt my
worthy ffreind Will^m Caluert Esq^p my true & Lawfull Attorney for
mee & in my name & in my steed & place in a Case depending be-
tweene mee Henry Warren, & George Thompson of Charles County
for th^e summe of 1975 Tob due to mee by Bill, Gyuing my s^d Attor-
ney full power to arrest, sue, imprisone, condemne, & out of prison
againie to release as in his best discretion hee shall see cause & thinke
fitt, ffrurthermore I doe hereby graunt & giue my s^d Attorney power &
authority to make ordaine & appoynt any one or more Attorneys

Liber F F under him, to th^e intents aboue men^oioned, wth as full power as to any Attorney generall doth or may belong, And what euer my s^d Attorney or any substitute under him shall doe or p^rforme in order to th^e p^rmises I doe hereby ratify confirme & allow, as if I my selfe were p^rsonally p^rsent & had actually done & p^rformed th^e same. In wittnes whereof I haue hereunto sett my hand this 20th of May 1665.

Signed in th^e p^rnce of us

Henry Warren

Marnaduke Semes

Tho: King

Know all men by these p^rnts th^t I George Thompson of Charles County in th^e Prouince of Maryland gentⁿ doe hereby constitute ordaine & appoynt Samuel Cressey of th^e s^d County & Prouince gentⁿ my true & lawfull Attorney to confesse a Judgm^t to th^e acc^on commenced against mee by Will^m Caluert Esq^r as th^e Attorney of M^r Henry Warren Ratifying & allowing all & whatsoeu^r my s^d Attorney shall doe or cause to bee done in or about th^e p^rmises, as fully largely [p. 77] & amply as I my selfe might or could doe, if personally there p^rsent, As wittnes this my hand this 6th of Octob^r 1665.

Test

George Thompson

John Powick

John fleming

John fleming sworne in open Court sayth That this was George Thompsons reall Act & Deed.

The d^efts Attorney came into Court (Viz^t) Samuel Cressey, And Confesseth Judgm^t for one Thows^d nine hund^d seauenty fiue pounds of Tob. principall Debt in Cask.

The p^rfs Bill of Charges

To th^e p^rfs attendance 3 dayes..... 090

To M^r Bretton, wittnes summoned 5 dayes.... 150

To Attorneyes ffee 060

Allowed by th^e Board.

300

The Court adiourned 'till afternoone

Thursday afternoone All p^rnt as aforenoone

Toby Weels & Bartholomew Gleuen came into Court, & doe both of them acknowledge This following writting to bee their Act, w^{ch} followeth in these words.


Octob^r 12th 1665

This Day all differences concerning a suite a Law depending betweene Toby Weells & M^r Barth Gleuen & Mary his wife are fully determined & ended betweene th^e s^d Toby Weells & Barth Gleuen in manner & forme as followeth, Viz^t

That is th^c s^d Mr Gleuen doth fully agree & bind himselfe his heyres *Liber F F*
 executo^{rs} or Adm̃istrato^{rs} to pay or cause to bee payd unto th^c s^d
 Toby Weells or his heyres excuto^{rs} or Adm̃istrators or assignes, th^c
 full & iust sume of six & Twenty Thows^d pownds of good sownd mer-
 chantable Tob. & Cask, The one halfe to bee payd this p^rs^ent yeare
 uppon demand, And the Remainder to bee payd th^c next yeare fol-
 lowing by th^c Tenth day of Octob^r next w^{ch} shall bee in th^c yeare
 1666, And also hee binds himselfe his heyres or exeqt^{rs} or Adm̃is-
 trors to pay or cause to bee well & truly payd unto Philip & Sarah
 Conner th^c Children of Mr Philip Conner late of th^c Isle of Kent
 deceased th^c sume of fflowre Thows^d pownds of Tob & Cask as they
 shall come of age equally betwixt them, And to pay the one halfe of
 all necessary Charges expended this Court, as sheriffs or Clerks ffees
 & 60^t of Tob. to th^c Attorneys, And to this agreem^t they haue sett
 their hands the day & yeare aboue written/

Teste James Ringgold

Barthol. Gleuin

Anthony  Calloway

Toby Weells

his marke

And th^c Costs, or Charge of this suite betweene Barth. Gleuen & *lp. 78]*
 Toby Weells allowed by th^c Court is six hund^d & fifty pownds of Tob.
 to bee deuided betweene them according to agreem^t & noe more.

The Grand Jury Came into Court, & being demanded whither
 they had agreed uppon busines? They answered, Yes.

Then they gaue in these Bills (Viz^t)

Jacob, negro, presentm^t.

The Two Indians presentm^t.

The Two Indians, Maquamps alias Bennett & Chotyke called to *Vid supra*
 th^c Bar. Their p^rs^entm^t Read/They both stand mute, & putt them- *post*
 selues uppon th^c Board. *Inditem^t*
fol 69 & seq.

Then th^c Clerk read th^c Depos^{ns} of M^{rs} Agatha Langworth, Luce
 Good, Elizabeth Brumley, Thomas Haylings, & Bennett Marchegay.

The Judgm^t of th^c Board—murther.

Called to th^c Bar Jacob th^c negro. The p^rs^entm^t Read, w^{ch} is as
 followeth/

The Jury for th^c R^t hon^{ble} th^c L^d Proprietary doe present That
 Jacob a negro slaue & seruant to Nathaniel Vtye of Spesutia in Bal-
 temore County & to Mary his Wife th^c 30th of Septemb^r 1665 in th^c *Presentm^t*
 howse of th^c s^d Nathaniel Vtye in Spesutia afores^d in th^c County
 afores^d by force & armes, to witt, wth a drawne knife of Two pence
 ualue, w^{ch} th^c s^d Jacob then & there in his hand did hold, Vppon th^c
 aforesaid Mary, th^c Wife of th^c s^d Nathaniel Vtye then his Mis-
 tresse then & there in th^c peace of god, & his s^d Lordship, being uol-

Liber F F untarily & of his malice forethought an assault did make, And th^e same Mary then his Mistresse then & there wth th^e s^d knife feloniously & trayterously uppon her right arme strongly did strike & stabb, Gyuing her a mortall wound fflowre fingers broad, in th^e upper part of her right arme, Of w^{ch} mortall wovnd shee th^e s^d Mary th^e Wife of Nathaniel Vtye uppon th^e fflowrth day of Octob^r did dye, & soe th^e aforenamed Jacob, att Spesutia afores^d of his malice aforethought th^e same Mary Vtye his Mistresse afores^d in manner and forme afores^d, willingly, wittingly, feloniously & trayterously did kill, against th^e peace of his s^d Lordship his rule & dignity.

Witt Caluert

[p. 79] Anthony Brispo aged 20 yeares or thereabouts sworne & examined in open Court this 11 of Octob^r 1665 sayth

That hee see Jacob th^e negro stab M^{rs} Mary Vtye uppon Saturday th^e 30th of Septemb^r last, about Ten of th^e Clock in th^e night, That hee stabbed her wth a knife here produced in Court, That in outward appearance shee was in p^rfect health before hee wounded her, That hee th^e s^d Jacob gaue her Two wounds in th^e Right arme, One whereof was fflowre fingers wide, & th^t shee dyed uppon the Wednesday att night following, And further th^t hee doth beleive th^t shee dyed of those wounds hauing bled a day & a night.

Jurauit, Philip Caluert.

ffrancis Stockett aged 31 yeares or thereabouts sworne & examined this 11th of Octob^r 1665 sayth

That hee dressed th^e wounds gyuen by Jacob th^e negro to M^{rs} Mary Vtye Viz^t, Two wounds in her arme, whereof one was fowre fingers wide, And th^t hee doth uerily beleive shee dyed of those wounds

Jurauit Philip Caluert

The names of th^e Jury men Impanelled & sworne to ueiw the Corps of M^{rs} Mary Vtye, & haue as is here underwritten gyuen in their Verdict of th^e cause of her Death/

M ^r ffrancis Stockett	William Perce	George Elthringham
M ^r John James	John Royland	Richard Woolfe
M ^r Henry Haselwood	Thomas Symonds	Richard Leeke
M ^r Will ^m Thurrell	Samuel Bennett	Cornelius Beice

That th^e wounds w^{ch} shee receiued in her arme was th^e cause of her Death.

John Collett sherffe

The foregoeing Oaths being Read, & that Verdict of th^e Jury shewen in Court, & Demanded whither Guilty or not Guilty, Hee stands in a manner mute.

Judgm^t of th^e Board is Guilty of Petite Treason. Vppon this matter, these things being heard & seene & by th^e Court fully understood it was Considered That th^e s^d Jacob is Guilty of Petite Treason.

Then th^e Gouverno^r gaue sentence in these words, You shall bee Liber FF drawne to th^e Gallowes att S^t Maries & there bee hanged by th^e neck 'till yow are dead.

And then th^e Gouverno^r gaue sentence uppon both the Indians in [p. 80] these words (Viz^t) Yo^w shall bee carryed from hence to th^e place of Exequiūon & there bee hanged by th^e neck 'till yo^w are dead.

Writt to th^e sheriffe S^t Maries County ad Exequendu.

The Jury in Causa Henry Hudson p^{lf} & Daud Anderson dēft came into Court & brought this Verdict (Viz^t)

The Jury doth find That th^e Vessell called th^e Expedition did be- long to Henry Hudson, But cannot find how th^e s^d Hudson made th^e same ouer to Goodrick, yett doe find th^t Goodrick made sale of th^e Vessell to Caruer, & receiued satisfaction: & th^t th^e s^d Hudson con- sented to it, And whither th^t consent of th^e s^d Hudson to th^e sale made by Goodrick bee a good Conueyance of th^e Vessell to th^e s^d Caruer they pray the discretion of th^e Court, And if th^e Court find that a good Conueyance, They find for th^e dēft, & if otherwise then They find for th^e p^{lf}.

It is ordered th^t th^e Judgm^t of th^e Board herein bee respited 'till tomorrow morning.

The Court adiornd by Gou^r till tomorrow morning 9 a Clock/
ffriday 13th Octob^r 1665, 9 a Clock/All p^rsent as afore/

Summons issued to th^e sheriffe of S^t Maries County to bring Alex- ander Mulraine (seru^t to Thomas Winne) immediately to th^e Court to testify to what shall bemanded of him in th^e behalfe of th^e L^d Prop^r & Philip Caluert Esq^r Chancelo^r &c:

The Leiu^t Gräll desyred th^e Councell to giue in their Votes seuer- ally to th^t direction of th^e Jury in th^e Cause betweene Henry Hudson p^{lf} & Daud Anderson dēft, Whither or noe th^t Consent of Hudson to th^e sale made by Goodrick bee a good Conueyance Yea or noe?

M^r Thomas Trueman Noe sufficient sale.

Co^{ll} Will^m Euans, Contra.

M^r Baker Brooke Noe sufficient sale.

M^r Henry Coursey, idem wth M^r Trueman & M^r Brooke.

M^r Edward Lloyd idem wth Co^{ll} Euans th^e sale good.

Chancelo^r Noe sufficient sale.

W^{ch} things being seene & heard, & by th^e Court fully understood, It was Considered & Ordered That th^e p^{lf} recouer his his s^d Vessell from th^e defend^t, wth Costs of suite/

Liber F F [p. 81]	The pff brings in his Bill of Charges in this suite.		
	To the Last Courts attendance goeing & Comming	}	0300
	10 dayes		
	To one wittnes from Portoback 9 dayes attendance	}	0270
	goeing & Comming		
	To 10 dayes more this Court.....		0300
	To 9 dayes for his wittnes.....		0270
	To the Jury		0360
	To Mr Lawson for Impanelling a Jury.....		0120
	To seruing 2 sub penas.....		0020
	To Mr Dent for seruing a speciall writt w th the	}	0140
	Vndersheriffs attendance		

These Costs or Bill of Charges allowed by the Court 1780

Cap^t Will^m Boareman pff } Vppon Reading the pffs Petⁿ The Dēft
Marmaduke Snowe dēft } Craues a Reference till next Prouinciall
Court, w^{ch} was graunted.

To the hon^{ble} the Gou^r & Councell of the High Court of Chancery in
Maryland.

The answere of Will^m Price dēft agst Will^m Hollingworth
Complayn^t.

That hee knows there were dealings betweene his wife & the Com-
playn^t That to the best of his knowledge hee neuer saw any such
specialty of Three Thows^d Three hund^d & seauen powns of Tob. as
the Compl^t sayth hee had under his Wifes hand. That hee neuer had
any fraudulent Intent to wrong the Complayn^t but is & shall bee
ready to defray his Debt to the Compl^t (if any) That as soone as his
Wife Hannah Price hath putt in her answere, Hee will come to issue
wth the Complayn^t w^{thout} any further trouble. Wiff Price/

The answere uppon Oath of M^{rs} Price to the Bill of Chancery of
Mr Hollingworth is

That shee has had att seuerall times diuers goods, & has also diuers
times payd & ordered him pay for Tobaccōs, But how much or what
quantity has bin payd him shee cannot tell, But Will^m Price who kept
all my Accounts must cleere it, for I can sweare noe more

Sworne before us this of
July 1665

Thomas Mathews
Will^m Ⓐ Marshall
his marke/

[p. 82] In this Cause betweene Mr Will^m Hollingworth, & Will^m Price, the
Attorney of Mr Hollingworth alleaging th^t is not according what the
Complayn^t expects in his Declarāon or Complaynt in Chancery.

Considered, The Chancery being open, Mr Hollingworth may att
any time putt in his Replicāon betweene this & the next Prou: Court.

Christoph: Stephenson p^{lf} }
 William Watts d^{ft} } The accōn wthdrawne.

Raymond Stapleford p^{lf} }
 John Hawkins & } d^{fts} } Writt abates per mortem Wills.
 Thomas Wills }

John Bayly p^{lf} }
 John Hawkins } d^{fts} } Writt abates per mortem &c:
 & Tho: Wills }

Philip Holleager p^{lf} } The p^{lf} Petⁿ or Declarāon read. The d^{ft}
 James Southward d^{ft} } James Southward Acknowledgeth Will^m
 ffisher to bee his Attorney in open Court. In answer to th^e p^{lfs}
 Declarāon, The d^{ft} pleads not guilty, & desyres th^t th^e p^{lf} may proue
 his declarāon.

Edward Cox in ditta caa sworne sayth, That hee hee heard one Mondidier say, (as hee was goeing fer a sow to James Southward) That if James Southward denyed him his sow, hee would in ffive words speaking, turne him out of all th^e estate hee had from Jeremiah Haslin, And att another time, as this Depon^t & Mondidier were a pyping, This Depon^t asked th^e s^d Mondidier th^e reason, why hee had noe better Cloaths? Mondidier answered saying, If James Southward had not beene a knaue hee had had better Cloaths, ffor James Southward promised him a Broad Cloath suite & a Caster, for making Jeremiah Haslins wills according to his th^e s^d Sowthwards mind, And th^t after hee had made that will according to Sowthwards mind, hee could gett nothing.

John Webster in ditt, sayth, sworne in Court,

That hee was seruant to Jeremiah Haslin att th^e time of his de-
 cease, That th^e s^d Jeremiah did once intend to make James South-
 ward his Ouerseer ouer his Children, That there was a will begun to
 bee written w^{ch} James Southward shewed to this Depon^t, But Mon-
 didier told him this Depon^t That that will of Jeremiah Haslin was
 neuer signed by him th^e s^d Haslin, But th^t hee was out of his sences.
 Throwing th^e s^d will away, making only a Scraule, And th^t hee th^e
 s^d Mondidier made a marke, signing it under Jeremiah Haslins name. [p. 83]

M^r George Saughier aged sixty fowre yeares sworne before me
 Tho: Besson Aprill 8th 1665 sayth, That in th^e yeare 1660 betweene
 Christmasse and th^e spring of th^e yeare, when Jonathan Hopkinson
 was Ryuing of Boards, & Anthony Dimondidier barking of quar-
 ters att this Depon^{ts} howse, This Depon^t aduised Dimondidier to
 fetch his Corne (due to him from James Sowthward) att M^r Brewers
 howse. Dimondidier replied, If hee had it not where hee made it
 (Viz^t) att James Sowthwards, hee would turne him out of Jeremiah

Liber F F Haslins Estate, & make him as poore a man as Anthony. This Depon^t aduised him to be carefull of his words, saying, If yo^w cannot proue it, yo^w will bring yo^rselfe into trouble. Dimondidier againe replied That in ffue words speaking hee could turne him out of his estate. This Depon^t asked him what those words were? Dimondidier replied, That when hee was brought to his oath hee would proue his words.

James Sowthward comīng from Virginia suddenly uppon these passages, This Depon^t acquainted him wth th^e same. Sowthward replied, The Rascall had best to haue a care of his eares, ffor hee would haue his eares if hee went to th^e Court wth them hee should goe home wthout them, & further sayth not. Geo: Saughier

Sworne before mee Tho: Besson.

This Deposⁿ was acknowledged by George Saughier himselfe Viua Voce in Court/

Mary Stanley in ditt. sworne sayth, That when James Sowthward came downe, her master Jeremiah Haslin first intended to giue him part of his Estate, towards th^e keeping of a Lame Child. Afterwards her s^d master told this Depon^t, saying, That James Sowthward should scrape noe Land of his, Bidding him goe ouer th^e Creeke & drinke water (Sowthward then asking for Beere) for hee should haue noe Beere att his howse.

John Webster further examined sayth, That Two nights before his master Haslyn dyed, Hee was kept out of th^e roome where his master lay sick, eyther by James Sowthward, or by his fellow seruant Anthony Mondidier. After a small time Anthony came out of his masters roome, & sayd these words, Now there is a Cow calfe & a sow for Anthony Mondidier.

The will (soe mentioned) being fownd uppon th^e Records & read in Court, & there being but one wittnes to th^t will (Viz^t) Anthony Dimondidier & hee a Legatee in that will, The Judgm^t of th^e Board [p. 84] is, That that will is noe will. The s^d James Sowthward hauing only Letters of Admīstrāon graunted to him of th^e fores^d Jeremiah Haslyns Estate.

These things being seene & heard & fully Considered by the Board, Ordered That th^e Heyre of Jeremiah Haslin, now marryed to Philip Holleger, bee putt into possesⁿ of th^e Land of her father.

And further Ordered th^t James Sowthward (as Admīstrato^r of the s^d Jeremiah Haslyn) giue an Acc^t of that estate, during the time hee hath bene in possesⁿ of th^e same, to th^e next Prouinciall Court/

The Court adiornd 'till afternoone.

ffriday afternone 13th Octob^r 1665. All p^rsent as aforenoone.

Philip Caluert exhibitts Bill agst Thomas Wynne & Elizabeth his Wife Liber F F

Bee it remembred That th^e Tenth day of Octob^r Philip Caluert Esq^r Chancelo^r of th^e Prouince of Maryland comes here into Court & exhibitts a Certaine Informa^on agst Thomas Wyn of Snow Hill of S^t Maries County & Elizabeth his wife, The Tenor of w^{ch} informa^on followes in these words.

To th^e Gouverno^r & Councell in Prouinciall Court assembled.

Philip Caluert Esq^r Chancelo^r of this Prouince w^{ch} as well for th^e S^t Maries Lord Proprietary as for himselfe in th^t behalfe followeth came here into Court of his s^d Lordships before th^e Gou^r & Councell in Prouinciall Court assembled this Tenth day of Octob^r 1665, And as well for his s^d Lordship as for himselfe giues th^e Court afores^d to understand & bee informed, That whereas a Certaine Act of Assembly Begun att S^t Maries in th^e County of S^t Maries th^e 15th of Septemb^r 1663, It stands enacted by authority of th^e same Assembly, That noe p^rson whatsoeu^r shall trade barter, commerce, or game, wth any seruant, except hyred seruants, wthin this Prouince wthout Lycence first had & obteyned from his or her Master, Mistresse, Dame, or Ouerseers, under th^e Penalty of Two Thows^d pounds of Tob. To bee payd The one halfe to th^e L^d Prop^r & th^e other halfe unto th^e master of such seruants or true owners of such goods soe purloyned, gamed, & bartered for, when proued by sufficient wittnes, or Confession of th^e party, To bee recouered by Acc^on of Debt, bill, plaint, or Informa^on, Wherein Noe Essoyne Protection or Wager of Law to bee allowed, Yett th^e afores^d Thomas Wyn & Elizabeth his Wife uery little weighing th^e Act of Assembly afores^d nor in any way fearing th^e punishm^t in th^e s^d Act containd after th^e publishing th^e s^d Act, & before th^e day of exhibiting this Informa^on to witt th^e 28th of [p. 85] August 1665, & diuers times both before & since, wth ffrank Indian & dyuers others of th^e slaues of Philip Caluert Esq^r bartered traded commerced for Ten poultry or Henns, agst th^e forme of th^e s^d Act in th^t Case made & provided, By w^{ch} th^e s^d Thomas Wyn & Elizabeth his wife forfeited & lost Two Thows^d pounds of Tob. whereuppon th^e afores^d Philip Caluert, who followes as well for th^e L^d Prop^r as for himselfe prays the aduizem^t of th^e Court in th^e premises, And that hee th^e s^d Philip Caluert may haue th^e moiety of th^e forfeiture afores^d according to th^e forme & effect of th^e same Act of Assembly, As also that th^e fores^d Thomas Wyn & Elizabeth his wife may come here into Court to answe^r in & uppon th^e premises/

Writt issued to th^e sheriffe to haue th^e s^d Thomas Wyn, & Elizabeth his wife to th^e Court tomorrow morning. Allso to haue Thomas Euans & Alexander Mulraine, seruants belonging to th^e s^d Wyn, to testify &c: to morrow morning.

Liber F F John Norwood p^f
 Thomas Hammond dēft } Withdrawne/

Henry Hudson p^f
 ffrancis Pope dēft } Withdrawne.

John Hawkins & }
 Thomas Wills } p^{fs} }
 Raymond Staplefort dēft } Writt abates p^r mortem Wills.

Pope Aluey p^f
 James Veitch dēft } Withdrawne

Mordocay Hammond p^f } The p^{fs} Petⁿ or Declarāon read. The
 Pope Aluey dēft } dēft in answeare pleads abatem^t to th^e writt
 for that th^e p^{fs} Petⁿ is allso in his Brother Daniels name. But th^e
 p^f being his brother Daniels Guardian & soe allowed by th^e Court
 att New-Towne, as is manifested to th^e Court, under th^e Clerks hand,
 Putt to th^e Vote Whither the Writt abate or not? & Judged noe
 abatem^t by th^e maior Vote of th^e Board.

To proue th^e p^{fs} demand

Rob^t Beard sworne to th^e Deed produced, sayth, That hee saw it
 signed by th^e dēft And th^t th^e dēft did deliuer to th^e p^f eyther a Tyn
 Candlestick or Tyn funnell in part of deliuey of th^e whole Estate
 what was conteyned in that Bond or Deed or was therein mentioned.

John Beadle swears th^e same, But positiuely th^t it was a Tyn
 funnell.

Will^m Cooke swears th^e same positiuely as Beadle/

[p. 86] W^{ch} being heard & seene, & by Court Considered, It is ordered that
 th^e p^f haue Judgm^t for Three Thows^d seauen hund^d powns of Tob
 & Cask, according to th^e Deed, agst th^e dēft, wth Costs of suite.

The p^f putts in his Bill of Costs, But six hund^d & ninety powns
 of Tob is allowed by th^e Board, & noe more. Writt Exeqⁿ issued to
 sheriffe S^t Maries County to Leauy &c: according to th^e foregoeing
 order of Court.

Paul Marsh p^f
 Pope Aluey dēft } Respited till next Prouinciall Court.

Edward Russell p^f } The p^{fs} Petⁿ read, sues for a Cow & a
 Marmad: Snowe Dēft } Calfe. The dēft in answeare sayth, Lett th^e
 p^f proue th^e Cow to bee his & hee will pay it p^rsently

Justinian Gerard in th^e Cause sworne sayth, That his ffather
 Thomas Gerard gaue th^e p^f that Cow now in question, And further
 th^t th^e s^d Cow was att th^e dēfts howse wthin this fortnight.

Ordered th^t th^e dēft deliuer the Cow, & an yeareling steere, belong- Liber F F
ing to th^e s^d Cow forthwth

The p^{tf} brought in his Bill of Charges, w^{ch} amounteth to Three
hund^d & Ten poun^ds of Tob. w^{ch} is allowed by th^e Court

The Grand Jury came into Court & brought th^e Inditem^t against
Raymond Staplefort, Endorsed (Billa Vera)

These p^{nts} wittnes That I Richard Allen of th^e Citty of London
merch^t doe hereby ordaine make constitute appoynt & putt in my
place, Will^m Moffett of Virginia in th^e parts beyound th^e seas Planter, Moffetts L^{re}
of Attorney
my true & Lawfull Attorney for mee & in my name & to & for my
use, to aske demand, leauy, recouer & receiue all such debt & debts
su^me & su^mes of money as are to me due oweing or payable by any
p^rson or p^rsons whatsoever in Virginia afores^d by bond, bill, booke
specialty or by any other wayes or meanes whatsoever or howsoeu^r,
Gyuing & hereby graunting unto my s^d Attorney my full power &
authority in th^e Exequuon of the p^rmises, And for mee & in my name
to arrest, sue, imprison, & impleade all & euery such p^rson & p^rsons for
all & euery such debt & debts, su^me & su^mes of money as are to me
due oweing or payable as aforesayd, And to recouer in euery such
suite & suites & to sue out execūon & Execūons uppon euery such
Recouery & recoueries according to th^e Lawes, And also to acquitt, [p. 87]
compownd for, & discharge th^e same, And all accōns suites Judgm^{ts}
& exequūons th^t shall concerne th^e same, Attorneys one or moe in
th^e p^rmises under him to substitute, & th^e same att his pleasure to
reuoake, And further to doe, or procure to bee done all such other
Lawfull & reasonable act & acts, thing & things, as shall bee needfull
& expedient in or about th^e premises, in as large & ample manner and
forme, in euery respect, as I my selfe might or could doe, if I were
present, Ratifying & allowing all & whatsoever my s^d Attorney shall
Lawfully doe, or cause to bee done in or about th^e p^rmises by these
p^rsents. In wittnes whereof I haue hereunto sett my hand & seale.
Gyuen th^e sixth day of August Año dñi 1662, & in th^e ffowrteenth
yeare of the Reigne of our Soueraigne Lord Charles th^e second by
th^e Grace of God, of England, Scotland, ffrance, & Ireland King.
Defendo^r of th^e ffayth &c: Richard Allen seale

Sealed & deliuered in

the p^rsence of Vs

Tho: Harwood

Joⁿ Dunch

Will ^m Moffett th ^e Attor	} p ^{tf} }	The p ^l fs Pet ⁿ being Read, And his Account produced, Hee maketh Oath to his s ^d Acc ^t (Viz ^t) That the Acc ^t now shewen in Court is a iust acc ^t (Errors Excepted) The dēft pleads
ney of Richard Allen		
Thomas Bowdell dēft		

Liber F F hee will bee accountable, And desyres a Commisⁿ to Auditt th^e Acc^t, And if hee hath Assetts in his hands fownd of Stephen Clifton deceased, hee then shall bee willing to pay.

Ordered th^t M^r Richard Ewen & M^r Benjamin Rosier Audit th^e Acc^t agst to morrow morning. Vid fol. 93.

The Court adiornd 'till tomorrow morning 9 a Clock.

Saturday 14th Octob^r 1665. All p^{nt} as afore (Except M^r Edward Lloyd & M^r Henry Coursey)

The Grand Jury is dismisd. Raymond Staplefort Called to th^e Barre. The Presentm^t Read, w^{ch} is as followeth.

The Jurors &c: Doe present That about th^e 22th of Decemb^r 1664, Raymond Staplefort th^e day & yeare afores^d by fforce & armes seu-
 erall Roomes of John Bayleys did enter, where noe Entry is gyuen
 Presentm^t by Law: & Likewise on th^e 12th of ffebruary in th^e yeare afores^d
 [p. 88] seuerall goods & Chattles to the ualue of Twenty Thows^d pounds of
 Tob then & there fownd ffelloniously did steale take & carry away
 Contrary to his L^{ps} Peace rule & dignity.

By Informaon of John Bayley.

The Prisoner pleads not guilty, And putts himselfe uppon his Country. The Bayle are acquitted from their Bond.

Sheriffes Returne writt Petite Jury.

fforeman

M ^r Thomas Nottley	Gwy Whyte	Daniel Johnson
Cap ^t Luke Gardiner	Thomas Pagett	James Ringhould
Joseph Horsley	Will ^m Cole	Moses Stagwell
Will ^m Chaplaine	Toby Wells	Abraham Rowse

All sworne. The Presentm^t Read againe/

The Complaynt of John Balley agst Raymond Staplefort

About th^e 22th Decemb^r 1664 whilst John Balley was att S^t Maries to assist att a Jury, Raymond Staplefort att night caused a Boy his seruant called Humphrey Jones to enter att a window, whereof Two wooden Barrs had beene broken eyther by himselfe or by th^e s^d Boy, where the s^d Boy hauing entred, opened th^e Doore, (w^{ch} was fast shutt wth a spring Lock) unto th^e s^d Staplefort, who went in & tooke out sundry sorts of goods belonging unto th^e s^d Balley to th^e ualue of Twenty to Twenty fowre Thows^d pounds of Tob. or thereabouts, As also all th^e s^d Balleys Bills & Bonds & some accounts, to th^e Import of aboue sixty Thows^d pounds of Tob. more, And th^e next morning th^e s^d Staplefort mended & nayled up againe the fores^d Two Wooden Barrs.

Likewise th^e 12th day of ffebruary att night, being Sunday, And th^e s^d Balley absent from home, The s^d Raymond Staplefort entred into th^e s^d Balleys Chamber. where Lay Three Greate Packs of

Drapery & other goods, wayting for an oppertunity to bee sent unto Liber F F
Cap^t James Neale in Patowmack ryuer (unto whom they were con-
signed) w^{ch} Packs of goods th^e s^d Staplefort broke open that night
& conueyed away all th^e goods w^{ch} were in them.

Allsoe th^e 18th day of March The s^d Balley (uppon feare of being
killed by th^e s^d Staplefort) hauing remooued from his owne Plan-
tāon, went to fetch his Chest & bedding & to carry them away, where-
uppon th^e s^d Staplefort seized on his ffeather bed Boulster & Rugge
(w^{ch} allready were carryed to th^e Landing) & caused them to bee
carryed into his Chamber uiolently detayning it, & will not restore it
to th^e s^d Balley, hauing made demand thereof, hee threatned to breake
th^e s^d Balleys pate/

John Balleys oath for th^e Lord Proprietary, sworne sayth,

That himselfe & Raymond Staplefort bought that their Plantāon
together, That They were to pay equally for it, That th^e howse was
diuided, That hee this Depon^t had one Chamber & Two shedds, &
Staplefort th^e other part of th^e howse/

francis Moggs Aged 30 yeares or thereabouts sayth uppon Oath, [p. 89]
That on or about th^e 22th of Decemb^r last, being in th^e howse of
M^r Raymond Staplefort & hearing by Report of some of th^e howse
That M^r Balley was uppon occasion gone to S^t Maries, And this
Depon^t being towards taking his rest and goeing in th^e Roome of
th^t part of th^e howse th^t is allotted for M^r Balley to goe to Bed, hee
fownd th^e outward doore shott, hee endeaoured to lift up th^e Latch
& could not gett th^e Doore open, soe p^rsently uppon th^t called, And
M^{rs} Staplefort being wthinside of th^e Doore replied, Hee could not
come in as yett her husband being busey; And hee allso made an-
swere, I should come in p^rsently, whereuppon this Depon^t looked
through th^e window of M^r Balleys Hall, & saw him in th^e s^d Balleys
Clossett w^{ch} shutts wth a key. And further sayth hee asked M^r Staple-
fort to sell him some wine & kersey, Hee answered th^t hee had none,
& th^t th^e Packs th^t were in th^e Hall, were M^r Balleys, And further
sayth th^t hee th^e s^d Staplefort told mee th^t they had noe partnership
in merchandizing, & further sayth not.

Thomas Boylson aged 30 yeares or thereabouts sworne sayth,
That on or about th^e 22th of Decemb^r last, being att th^e howse of
M^r Raymond Staplefort & Balley, Being att worke uppon th^e s^d Plan-
tāon, & finding my selfe not well, Taking th^e occasion to goe in of th^t
part of th^e howse th^t was allotted for M^r Balley whereby to Lye
downe uppon th^e Bed, Did heare att night Lying on my Bed M^r
Staplefort knock uppon some of th^e Barrells & did as I could appre-
hend heare some kind of drinke run out of some of those Barrells
into into some other Vessell. After hee had done, I did heare him
rub his finger on some of th^e heads of th^e Barrells. And further
sayth th^t how hee knowes it was M^r Staplefort th^t was in th^e Clos-

Liber F F sett, was, when ffrancis Mogge came to goe in, unto whom hee answered hee would open th^e Doore presently & was busey, hee would Lett him in by & by. And further sayth th^t hee saw great Packs of goods lying att M^r Balleys Beds foote whom by discourse hee asked whose goods they were & M^r Staplefort answered th^t they belonged to M^r Balley, & further sayth not/

Thomas Howe sworne sayth, That hee hath beene seuerall times att John Balleys howse & hath seene great Packs of Goods in his Roome, & Demanding whose they were? M^r Staplefort tould mee they were John Balleys, & th^t hee had noe interest in them, nor in any goods th^t came in eyther last yeare or this yeare, But only for th^e Plantāon & th^e things belonging thereto, & for th^e Vessell w^{ch} were in halfes betwixt them, & further sayth not.

[p. 90] M^r ffrancis Anketill aged 39 yeares or thereabouts sworne sayth, That in or about Nouemb^r I was desyred by M^r Balley wth M^r Collett to Arbitrate his & M^r Stapleforts accounts, betweene them, And they mett att my howse where wee did peruse th^e accounts, & desyred th^t wee might haue them in Our posses^{ns}, And th^t M^r Bayley deliuered in his acc^{ts} & in Brother Staplefort alleaging hee was not soe good a scribe nor soe p^rfect in his accounts as M^r Bayley, sayd, That hee would not deliuer his account to noe man, but th^t hee would read them to us himselfe, whereuppon they begun to alleage what each other did disallow in their seuerall accounts, And th^t I did take a Coppey of th^e obiections th^t were not allowed of by Staplefort in M^r Balleys Acc^t & M^r Balley tooke a Coppey thereof, And all th^e other Articles were allowed of by M^r Staplefort, And th^t when they begun to dispute th^e cause betweene themselves M^r Brother Staplefort alleaging th^t hee would not haue th^e Accounts of th^e Mannadōs in Tob. but in money sterling according to New England pay, And uppon this they began to discord aggrauating each other wth words, whereuppon wee sayd there was little good to bee done, & soe I rose from th^e Table & went forth of th^e doores, ffrurther that being att my Brother Stapleforts howse I did see in th^e Hall dyuers Bayles of goods, w^{ch} my Brother Staplefort told mee were M^r Balleys, & further sayth not.

M^r Richard Collett aged 44 yeares or thereabouts, sworne sayth, That in or about th^e 21th of Nouemb^r It was desyred by M^r Staplefort & M^r Balley, That I & M^r Anketill would bee pleased to bee Arbitrato^{rs} betweene them, Where M^r Balley chose M^r Anketill & M^r Staplefort this Depon^t, And wee mett att M^r Anketills, where they produced their accounts, Amongst w^{ch} M^r Balley produced his acc^t Concerning accounts betwixt them Consisting of seuerall matters, In w^{ch} accounts M^r Staplefort did allow of all th^e Articles by th^e account produced w^{ch} this Depon^t did Crosse himselfe, And those th^t were uncrossed Staplefort did not allow of, w^{ch} Articles not allowed of or uncrossed M^r Anketill did take a Coppey of himselfe & M^r Balley did likewise take a Coppey thereof, & left th^e other wth M^r

Anketill uppon his Table. And M^r Balley likewise did produce a *Liber FF* former Account of th^e yeare 1662, That to th^e best of my Remembrance was Ballanced by M^r Staplefort & signed by him, In w^{ch} s^d account was made mention of th^e paym^t of Brigantines seruants & Cattle & Plantāon, And further sayth th^t about Nouemb^r last M^r Anketill went from my howse in Company wth mee to Court, & when th^e Court was ended I hauing some busines up th^e Riuer, M^r Anketill [p. 91] desyred mee in my returne to call for him att his Brother Stapleforts, to goe home along wth mee w^{ch} I did. And being there I went into th^e howse & there Lay Bayles of Canuas & Drapery, And I asked M^r Staplefort whose they were? And hee answered they were M^r Bayles sent him out of New England, & further sayth not.

Elizabeth ffreeman aged 18 yeares or thereabouts sworne sayth, That when M^r Balley was att S^t Maries, M^r Staplefort being in his Bed in th^e morning & hearing as hee sayd a Tap drop in M^r Balleys Roome, Hee called one of his seruants named Humphrey Jones & bid him goe in att th^e window & open th^e Doore w^{ch} hee did. Then M^r Staplefort went in saying hee would see if all was well, Who came forth againe & shutt th^e doore, But whither hee brought any thing forth or noe this Depon^t knoweth not. ffurther the night before her mistresse calling her to come in, shee did not goe p^rsently, But when shee did goe The Doore was shutt, & endeauouring to open th^e doore her mistresse held th^e Doore & asking who was there? told her shee could not come in yett, And then was M^r Staplefort in M^r Balleys Clossett th^t shutts wth a key, But what hee did there shee knoweth not. ffurther this Depon^t sayth That M^r Staplefort called for nayles & caused th^e s^d window to bee mended, for feare any other should goe in. ffurther That on th^e Twelfe of ffeb. last being Sunday M^r Staplefort tooke a Chest of his out of M^r Balleys Roome where was then three packs of goods, But att night shee did see M^r Staplefort rip up & breake open th^e packs of goods w^{ch} were in th^e s^d Balleys Hall, shee then looking in att th^e window of th^e s^d Hall: & further sayth not

M^r Thomas Sprigge aged 35 yeares or thereabouts sworne sayth, That uppon th^e 15th ffeb. 1664 M^r Balley came to mee wth a warr^t from th^e Gou^r to make search for some of Balleys goods, th^t were gone out of his howse The next day M^r Balley & I went ouer to M^r Stapleforts howse & when I came there I asked his wife for him & shee tould mee shee did not know: yett afterwards shee went to th^e window & gaue mee a Letter th^t was there left for mee The Contents thereof was, That hee was gone abroad for 3 or 4 dayes. Then M^r Balley spoake to mee to doe my office & to make search for his goods & shewed mee a Little Roome. The Doore sodenly opened & out came M^r Staplefort & shutt th^e Doore after him & sayd What haue yo^w to doe wth Staplefort? I called him into th^e yard desyryng him if it were possible to agree amongst themselues But it would not [p. 92]

Liber F F preuaile to know where th^e goods are & th^t hee ualued his hono^r more then his life. Then comming in againe M^r Balley asked him for his goods, His answer was th^t hee might goe looke them. Then Balley directed mee to th^e Doore where Staplefort came out. I asked Staplefort to open th^e Doore otherwise I would breake it open & shewed him my warr^t & then hee bid mee doe if I dare. Thereuppon I did open it & called M^r Balley in to see if any of his goods were there or noe, And hee did shew mee seuerall goods there of his. Afterwards Balley carryed mee to a great Chest in another Roome, But M^r Staplefort would not open th^e Chest. Then I broke it open & there fownd it full of Balleys goods. Then Balley asked Staplefort for th^e rest of his goods, But would not tell him. ffeb th^e 24th Balley sent for mee to make further search in Stapleforts Roome & fownd some in another Chest & some under his feather bed & some up in th^e Loft about th^e seruants Beds. And then hee sayd to Balley, Now there is all yo^r goods. But hee th^e s^d Balley replied hee wanted more & his writings, & further sayth not.

M^r Will^m Roswell aged 28 yeares or thereabouts sworne sayth, That on th^e 13th of March 1664 M^r Staplefort being my wifes Attorney and hauing three Bills of hers in his hands hee did receiue some Tob. of hers; soe afterwards th^t I was marryed to her, went to demand th^e Tob. th^t hee had receaued. Hee told mee I should haue it where I pleased. It not being conuenient for my purpose, I desyred him th^t hee would lett mee haue some goods for th^t Tob. Hee tould mee hee had none, But M^r Balley had some, Telling mee th^t hee beleued M^r Balley would lett mee haue what I would. Whereuppon M^r Staplefort spoake to Balley desyring him to furnish mee wth such goods as I should haue occasion for; Promising to pay th^e s^d Balley what th^e s^d goods should amount unto. Soe this Depon^t tooke up to th^e ualue of 779^l Tob. And further sayth, That hee saw in a little roome a quantity of goods, as Cloath, Linnen, & woollen, shooes & stockins, sugar, & other goods, w^{ch} I asked M^r Staplefort whose goods they were? & hee answered me th^t they were M^r Balleys goods, for poore Staplefort had nothing, & further sayth not.

Elizabeth Holfhead aged 49 yeares or therabouts sworne sayth, That being aboard Sunderlands Vessell buying a quarter Cask of sack & other goods, I desyred M^r Sunderland to lett mee haue a quarter Cask of th^t w^{ch} was good. This sack is none of mine replied hee
 [p. 93] but M^r Balleys, soe is th^e Cloath yo^w see here. ffrurther That being att M^r Stapleforts howse, to uisitt his wife, M^r Staplefort desyred mee to come & drinke my mornings draught of Brandy. I told him I had drunke my mornings draught allready, & hee says th^t it was M^r Balleys & further sayth not.

Vppon dilligent search of th^e Records of Caluert Concerning such businesses as haue occurred, or hapned in my time betweene M^r Raymond Staplefort, & M^r John Balley, Doe find th^e s^d Staplefort &

Balley to haue bene equally interested in a Plantāon & in a Vessell, Liber F F
And in other matters each one to haue acted in his owne name.

James Thompson Clerk

Being Askd of th^e Prisoner what hee had to say for himselfe that
should hee deliuered to th^e Jury but nothing uppon oath, who deli-
uered some Bills of Lading & some other papers concerning their Trade
w^{ch} were not read in Court.

The Jury went out, & after a good space returned Being Called all
by their names giue in their Verdict by their fforeman, (Viz^t) Not
guilty of th^e ffelony whereof hee stands indited.

The Prisoner standing uppon his Deliuernance, Proclamāon made,
Noe one appearing, The prisoner Cleared.

Vppon th^e Auditing of M^r Will^m Moffetts his Acc^t to Stephen Vid fol. 87
Clifton Wee find it right cast up, & uppon th^e Ballance doe find due
to th^e s^d Moffett the sume of Thirty pownds ffowrtene shillings six
pence allowing th^e s^d Clifton seauen farthings p^r pownd for 8731^t
Receaued

Benj^a Rosier

Rich: Ewen

The Judgm^t & order of th^e Board is That th^e dēft Thomas Bowdell
pay Thirty pownds ffowrtene shillings six pence sterl. to th^e p^{tf}
Will^m Moffett in Tob. att seauen farthings p^r pownd/

Thomas Clark called to th^e Barre. The Presentm^t Read, w^{ch} is
as followeth Viz^t.

The Jury for th^e Right hon^{ble} th^e Lord Proprietary doe p^rsent Presentm^t
That Thomas Clark of th^e Resurrection manno^r in Caluert County
uppon th^e 6th day of June 1665 did Two mares of th^e ualue of seauen
thows^d pownds of Tob. of th^e goods & Chattles of Cuthbert ffenwick
of S^t Cuthberts manno^r in th^e County afores^d uppon th^e manno^r [p. 94]
afores^d in th^e Corne feild of him th^e s^d Clark fownd, by discharging
a Certaine Gun Laden wth Gunpowder & swan shott did in th^e Body
wound, soe th^t of th^e s^d wownds th^e s^d mares did th^e same day dye.
& other Enormities to him th^e s^d Cuthbert did doe, To th^e dammage
of him th^e s^d Cuthbert, Ten Thows^d pownds of Tob. And Contrary
to th^e peace of his L^{ps} rule & gouerm^t.

Sheriffe Returnes writt for Petite Jury & warned
fforeman

Stephen Hobbs	John Wahop	John Donstane
Marke Blumfeild	Will ^m Tetarshall	Peter Watts
Henry Aspinall	George Newman	Robert Perry
Robert Cager	Will ^m Allen	Thomas Robinson

All sworne The Presentm^t read againe.

The Prisoner pleads not Guilty, And putts himselfe uppon his
Country.

Liber F F Thomas Gill aged 23 yeares or thereabouts sworne sayth, That hee fownd Two of M^r Cuthbert ffenwicks mares; & fownd in each of them one shott & th^e marks of seuerall other shott, but could not find them, & Likewise where they did Leape ouer th^e ffence hee fownd some Blood uppon th^e Rayles, of th^e s^d ffence in Clarks Plan-tāon & further sayth not.

John Hynyn aged 26 yeares or thereabouts sworne sayth, That hee saw Thomas Clark wth his Gun in his hands dryue Two of M^r ffenwicks mares out of th^e Corne ffeild, That hee heard Two Guns goe of & saw both th^e s^d mares bleeding, where th^e mares went ouer th^e ffence it was bloody, & rubbed ouer wth dirt, And th^t wthin Two howres after hee fownd both those mares Dead, & much Blood where they Lay, That hee saw Bristow shott taken out of them, & further sayth not.

Susan Hynyn aged 23 yeares or thereabouts sworne sayth, That shee did see Thomas Clarke take up his Gun from of th^e Grownd in his Corne ffeild & brought it to his howse th^t morning th^t th^e Two mares were fownd Dead. Afterwards Clarke asked this Depon^t whither a man might not shoote in his owne grownd? And th^t hee did shoote, further sayth not.

The Exāion of John Bogue taken before mee Thomas Sprigge this 10th of July 1665, sayth,

That some time in June last Cuthbert fenwick came to mee desyring mee to goe wth him & Looke uppon those mares w^{ch} hee heard were shott, And Comming to them wee fownd Two mares dead neare to Tho: Clarks Corne ffeild ffence. Both mares I did see opened & there fownd in them Two small shotts, (called Bristow shott) in th^e sides of th^e mares Bellys, And to th^e best of my Judgm^t I did see Blood uppon th^e ffence where they did say they came ouer & th^e Print of horses ffeete, both wthin & wthout th^e ffence where they did Leape ouer.

John Bogue

This examināon was deliuered to th^e Jury but th^e exam^t being in th^e howse sick, was not taken & sworne to Viua Voce


[p. 95] John Ellis called to th^e Barre. Presentm^t Read (Viz^t)

Presentm^t The Jury for th^e Right hon^{ble} th^e Lord Prop^r doe p^rsent That John Ellis of Kitt Martins Poynt in S^t Maries County uppon th^e ffift day of July 1665 att West S^t Maries in th^e County afores^d wth fforce & armes one shirt of th^e ualue of Three shillings ffelloniously did steale Contrary to th^e peace of his s^d L^p his rule & dignity.

The prisoner pleads not guilty & putts himselfe uppon his Country.

John Cully examined uppon oath this 25th of July 1665, sayth, That John Ellis stole a shirt from him, & th^t th^e s^d Cully Challenged itt uppon his back, & further sayth not.

By me Philip Caluert

The marke of
John  Cully

Martha Taylor sworne in open Court sayth That th^e shirt w^{ch} John Liber F F Ellis stole from John Cully, The s^d Cully hath it againe, And further sayth That th^e shirt was afterwards fownd neere th^e howse where th^e s^d Ellis lyueth.

The Jury went out.

The Court adioined for an howre.

The Court mett againe

P ^{nt} Philip Caluert Esq ^r Chancelo ^r	} Co ^{ll} Will ^m Euans
M ^r Baker Brooke	
	} M ^r Thomas Trueman

The Petite Jury Returnes & bring in their Verdicts (Viz^t)

On th^e Presentm^t of Thomas Clark (Guilty)

On th^e Presentm^t of John Ellis (Not Guilty)

The Jury dismissed, & all th^e other Juro^{rs}

Zachary Wade sworne sayth, That Elionor th^e wife of Edmund Lindsey is ready to bee brought a bed being uery greate wth Child, Hee Lying att th^t howse on Wednesday was seauennight last.

Daniel Johnson sworne sayth That Elionor th^e wife of Edmund Lindsey is uery neere her time to bee deliuered, And thereuppon uerily beleues shee cannot come downe to this Court.

Thomas Bennett Came into Court & acknowledgeth a ffine to James Strowd & th^e heyres of th^e s^d James, of th^e one halfe or moiety of Three hund^d Acres of Land, That is to say one hund^d & ffifty Acres Lying or being in New Towne hund^d, on th^e west side of th^e Herring Creeke att th^e mouth thereof Commonly knowne by th^e name of Smootes Plantaon.

The Court adioined by th^e Chancelo^r till Munday Morning 9 a Clock/

Munday 16 Octob^r 1665. All p^{nt} as formerly on Saturday. [p. 95]

Henry Hare pff	} Respited 'till next Prouinciall Court
Jonathan Sybrey dēft	

Thomas Gerard pff	} The pffs Pet ⁿ being Read & th ^e Deed or Lease
Richard ffoster dēft	

therein mentioned produced in Court, The dēft in answere prefers this following Petⁿ

To th^e hon^{ble} th^e Gouverno^r & Councell of th^e Prouince of Maryland in Prouinciall Court assembled.

The humble Petⁿ of Rich: ffoster dēft agst Tho: Gerard Complayn^t sheweth, That whereas th^e Complayn^t by his Deed bearing date th^e 20th day of ffebruary in th^e yeare of Our Lord God 1647

Liber F F did demise & to ffarme lett unto Nicholas Gwyther & Thomas Jackson their Executo^{rs} & Adm̃ist^{rs}ors one neck or parcell of Land wth one Island called by th^e name of S^t Margaretts Island Contayning in all seauen hund^d Acres of Land, To haue & to hold unto th^e s^d Nicholas & Thomas their executo^{rs} & assignes for & during th^e tearme of one and Twenty yeares from th^e ffeast of th^e Natiuity commonly called Christmasse w^{ch} was in th^e yeare of our Lord God 1643 & fully to bee compleate & ended, In w^{ch} s^d Lease It is further expressed, That it is Lawfull for th^e s^d Nicholas & Thomas to renew their s^d Deed paying to th^e s^d Thomas Gerard his heyres executo^{rs} or assignes, One yeareling heifer ffine, & soe from one & Twenty yeares to one & Twenty yeares paying th^e afores^d ffine to th^e Worlds End: wthout molestāon or trouble of him th^e s^d Thomas his heyres or assignes for th^e time being, as by th^e s^d Deed (relāon thereunto had) by th^e originall & likewise remaying uppon Record in this hon^{ble} Court more fully & att large it doth & may appeare.

Now soe it is, may it please yo^r hon^{rs} That th^e Complayn^t meerey intending fraudulently to Eiect th^e dēft out of possesⁿ of th^e premises & to depriue him of th^e Benefitt of th^e s^d Deed according to the true intent & meaning thereof, unlesse by yo^r hon^{rs} graue Judgments re-
lieued therein.

Hee therefore being unskillfull in th^e Law humbly desyres this hon^{ble} Bench uppon Considerāon of th^e premises to Continue him in th^e possesⁿ thereof according to th^e Tenor of th^e s^d Deed wth Damages & Costs of suite, And as in duty Bownd Hee will euer pray &c:

[p. 97] The p^{lf} replies, That th^e Land was Lett to Two of them, one whereof is since Dead, & th^e time of one & Twenty yeares is exsphyred. The dēft answeres 'tis true, But Cap^t Nicholas Gwyther nominated in th^t Deed, according to th^e Deed being yett luyng Claimes Tytle.

Then putt to th^e Vote whither Gwyther had power to renew the Lease as th^e Case stands? But uppon motion hath formerly assigned all his Right & Tytle in th^t Lease to Thomas Jackson mentioned also in th^t Lease w^{ch} hee is now not able to proue. The p^{lf} desyres Respite 'till next Prouinciall Court to proue th^e same, w^{ch} was graunted.

Thomas Gerard Esq^q came into Court & owneth Will^m Caluert Esq^q his Attorney att th^e next Prouinciall Court in this Cause, & accepted by him.

Thomas Gerard Esq^q p^{lf} }
George King dēft } Compounded.

Thomas Gerard Esq^q p^{lf} } The p^{lfs} Petⁿ Read. The dēft in answer,
Marmaduke Snowe dēft } Denyes th^e Acc^t, But sayth That hee is ready to allow & pay what is iustly due. The p^{lf} then produceth his acc^t for 5034^l Tob, Out of w^{ch} th^e dēft acknowledgeth 1646^l Tob

due for sundry goods brought or receaued from th^e p^lf, & denyeth *Liber F F*
th^e remainder of th^e Acc^t, And th^e p^lf not prouing any part of th^e s^d
Remaine

It is Ordered th^t th^e p^lf haue Judgm^t for th^e s^d sume of one Thows^d
nine hund^d fforwty six pownds of Tob. wth Costs of suite.

The p^lf prefers his Bill of Charges Viz^t.

To 9 days attendance for himselfe & wife att 30 ^t p ^r die	} 270
p ^r p ^r son	
To Boate & 3 hands 9 days attendance	270
To Attorneys ffee	060

Ordered

600

Writt Execūon issued a^gst th^e estate of Marmaduke Snow, for
2546^t Tob. according to th^e fores^d order, To th^e sheriffe of S^t Maries
County.

Ordered That Thomas Clark find security to bee Bownd wth him
th^t hee shall not misbehaue himselfe: & soe to Continue from Court
to Court untill th^e next Prouinciall Court, And in Case hee find noe
such security, Then to remaine in th^e sheriffs Custody.

To th^e Hon^{ble} th^e Leiu^t Gräll & Councell.

The humble Petⁿ of Thomas Sprigge sheweth/That by uertue of [p. 98]
a warr^t to yo^r Pet^r directed to search sease & keepe in my Custody
such goods of John Balleys as he should direct mee unto or should
come to my sight or knowledge, That were taken out of his & Ray-
mond Stapleforts howse, w^{ch} was executed by yo^r Pet^r hee being then
High Sheriffe of Caluert County, Now his humble request is that
hee may bee discharged of th^e s^d goods not knowing to whom hee
may lawfully & safely deliuer them. Humbly requesting th^e Judgm^t
of th^e Court herein, & hee shall pray &c:

Ordered th^t Those goods in M^r Spriggs hand bee deliuered into
M^r Charles Brooks hand, & there to remaine in his Custody untill
John Bailey & Raymond Staplefort doe both appeare together att the
next Prouinciall Court, Each of them to shew their respectiue right
& tytle thereto.

John Sicks p^lf } The p^lfs Petⁿ read. The dēft putts in his an-
Rich: Smyth dēft } swere (Viz^t) My proceedings hath beene ac-
cording to Law & Equity. The matter declared a^gst mee is false &
utterly denied. The p^lf owneth Will^m Caluert Esq^ḡ his Attorney in
this Cause.

Barnaby Edlow sworne sayth, That M^r Smyth in this Depon^{ts}
hearing bid John Sicks marke Two hogsheads of Tob wth his th^e s^d

Liber F F Smyths mark & soe lett them Lye, w^{ch} hogsheads Sicks owed him th^e s^d Smyth, & promised to him, & th^t It was good Tob made & tendred by him this Depon^t & his Brother Joseph.

Joseph Edlow swears th^e same uerbatim, made by him & his Brother.

Hugh Sherwood sworne sayth, That Those Two hogsheads were marked according to M^r Smyths order & appoyntm^t, That hee saw one of those hogsheads weighed & th^t th^e weight amounted to ffue hund^d & odde pownds grosse.

M^r Thomas Sprigge sworne sayth, That hee did serue an Execūon on th^e Body of John Six, for a Debt due to M^r Rich: Smyth, That Six after hee was this Depon^{ts} prisoner toald him hee had 2 hogsheads of Tob. ready for him & soe far preuayled wth this Depon^t as to pay M^r Smyth th^e remainder of th^e Execūon, W^{ch} I promised him to doe, & to th^t end wrote to M^r Smyth concerning those 2 hogsheads Six tould mee were ready, & th^t I would pay him th^e s^d Smyth th^e remainder afterwards. The uery same day th^t M^r Smyth receaued my noate to th^t purpose I saw him my selfe, & M^r Smyth certified mee th^t hee had receiued th^t noate by Stephen Hobbs, M^r Smyth tell-
[p. 99] ing mee then hee would haue it altogether, But afterwards told mee, Hee was content to forbear soe hee might bee sure of it all th^e next yeare. Afterwards Six asked mee, what hee should doe wth those 2 hogsheads? being M^r Smyth would not receaue them. To w^{ch} I gaue him noe Councell. Then Six fearing they might Lye uppon his hands desyred mee to dispose of them: But those th^t I ordered to looke & ueiw them did not like them, & further sayth not/

Stephen Hobbs sworne sayth, That hee deliuered That noate of M^r Spriggs into M^r Smyths owne hands w^{ch} was writt to him in th^e pffs behalfe, That M^r Groome receiued one hogshead in part of th^t exeqūon, weighing ffowre hund^d & ffowre pownds neate, w^{ch} hee this Depon^t payd him.

One hñ. rec^d & 2 hñ. Tendred Putt to th^e Vote whither a good Tender yea or noe.

Chancelo^r good Tender

Gouerno^r idem

All th^e rest of th^e Board Contra

The p^{lf} nonsuited.

John Ellis, Elizabeth Bennet, & Thomas Courtney Cleared by Proclamāon.

The Court adiornd till afternoone.

Munday afternoone 16th Octob^r 1665. All p^rsent as afore

The Leiu^t Gräll informes th^e Court att th^e request of John Nicholds That there is Lying in his Tob. howse att West S^t Maries some hogs-

heads of Tob. & other water Cask belonging to John Hawkins much to his hinderance, And hee further sheweth & informeth th^e Court, How th^t hee profered th^e s^d Hawkins to carry or transport not only his s^d Tob. but th^e Vessell also then under arrest, Provided hee would putt in security to bee responsible for th^e same, & see her forth coming by a certaine time, w^{ch} th^e s^d Hawkins refused to doe. Liber F F

Ordered thereuppon th^t John Nicholds giue John Hawkins notice to fetch away his Tob & water Cask out of his Tob howse att West S^t maries wthin Ten dayes & to pay all Charges uppon th^e s^d Tob. otherwise the Tob. to bee throwen out of dores.

Raymond Staplefort p^{ff} }
John Balley deft } Noe Returne/

Will^m Smyth p^{ff} } Will^m Marloe acquainting th^e Court th^t hee Samuel Reape de^{ft} } was th^e de^{ft} Attorney, & Certifying th^e Court th^t th^e de^{ft} was then sick & could nott attend this Court, desyres Respite 'till next Prouinciall Court, w^{ch} was graunted.

Cap^t Nicholas Gwyther p^{ff} } To th^e hon^{ble} Gou^r & Councell. [p. 100]
Robert Stack de^{ft} } The humble Petⁿ of Cap^t Nicholas Gwyther sheweth, That whereas Rob^t Stack was committed as Prisoner into yo^{rs} Pet^{rs} Custody in th^e time of his sheriffalty th^e 29th of January 1661, That th^e 3^d day of July 1662 yo^r Pet^r deliuered th^e s^d Rob^t Stack into th^e Custody of Richard Willan sheriffe of this County of S^t Maries, That att th^e time of y^r Pet^{rs} of th^e s^d Rob^t Stack into th^e Custody afores^d Rob^t Stack stood indebted to yo^r Pet^r in th^e sume of 1700^t Tob. w^{ch} is yett ūpayd to yo^r Pet^r for ffees of Imprisonm^t.

Hee therefore humbly prayes yo^r hon^{rs} to order yo^r Pet^r paym^t by th^e way of seruitude according to Act of Assembly in that case provided, or otherwise shall seeme best for yo^r Pet^{rs} satisfaction And as in duty Bownd yo^r Pet^r will euer pray &c:

The de^{ft} in answee to th^e p^{ffs} Petⁿ sayes, That hee is not of ability to satisfy what is demanded, by ffees.

Ordered th^t th^e de^{ft} make satisfaction eyther by seruitude or other wayes, or else to remayne Close Prisoner in th^e Custody of the sheriffe of S^t Maries County, 'till hee th^e de^{ft} satisfy th^e s^d ffees demanded.

The Court adiorned 'till tomorrow morning.

Tuesday 17th Octob^r 1665. All p^{nt} as afore/

To th^e hon^{ble} th^e Gouerno^r & Councell of Maryland in Prouinciall Court assembled.

The humble Petⁿ of Marks Blumfeild sheweth.

Liber F F That yo^r Pet^r hath a seruant named Will^m Rudde now in th^e Custody of th^e High sheriffe of S^t Maries County, where hee hath continued a prisoner since Whitsontyde past to th^e dammage & losse of yo^r Pet^r in respect of th^e want of his s^d seruice

Yo^r Pet^r therefore humbly prays uppon Considera^on thereof that this hon^{ble} Court will order him satisfaction by seruitude as in their graue wisdomes shall thinke most Conuenient & fitt in recompence of th^e same & yo^r Pet^r will euer pray &c:

Ordered uppon th^e p^lfs Petⁿ th^t Will^m Rudde bee deliuered to th^e Pet^r his master to serue out th^e remainder of his time, And as to th^e dammages (as sheriffs ffees) That being payd & discharged th^e s^d Rudde to satisfy th^t also by seruitude, unlesse otherwise agreed/

[p. 101] To th^e hon^{ble} th^e Gouverno^r & Councell now sitting

The humble Petⁿ of John Lawson sheweth,

That whereas yo^r Pet^r being Comanded to impanell a Jury of Enquest for th^e Veiw of John Dyatt deceased wth graue making & other expences amounting to th^e ualue of 309^l Tob. Yo^r Pet^r humbly Craues order uppon th^e estate of th^e s^d Dyatt if there bee any to pay th^e same; or otherwise to bee satisfied as yo^r hon^{rs} shall thinke good & yo^r Pet^r shall euer pray &c.

To Beer & sugar 3 q ^{rs} before his Death.....	030
To th ^e men that made his graue.....	060
To th ^e Jury in drinke	060
To th ^e Impanell of th ^e Jury.....	120
To th ^e Coroner	100

390

Att a Jury of Enquest impanelled by John Lawson sheriffe & Coroner for th^e County of S^t Maries, to ueiw th^e Body of John Dyatt late of S^t Clem^{ts} Bay, fownd dead neare th^e Prouinciall Court howse att S^t Maries th^e 14th day of Octob^r 1665, Doe find th^e Cause of his death to bee, Hee being sick & weake of Body & nature decayed in him by reason of his age & for want of Conuenient sustanance & Looking after & his Lying under a Cold Banck; was the Instrumentall Cause of his Death Wittnes our hands th^e 15th Octob^r 1665/

Nicholas Gwyther	Robert Lloyd	Vincent Attchison
Richard Ewen	John Hollins	Edward West
Benj ^a Rosier	Will ^m Lawrence	Richard ffoster
John Stansbey	Toby Wells	Philip Holleager

John Lawson sheriffe

Ordered th^t th^e Estate of th^e Deceased (Lying in M^r Marmaduke Snows hands who was by Act of Assembly to pay th^e Deceased Corne & Cloaths, being his Last master) satisfy to th^e sheriffe of S^t Maries County the aboues^d sume of Three hund^d & ninety pownds of Tob. in Cask.

Vppon th^e backside of an Attachm^t graunted 26th Aprill 1665, att Liber F F th^e suite of Joseph Hooper agst th^e estate of James Jolley.

Attached of James Jollys estate in th^e hands of Zachary Wade this 6th May 1665 th^e sume of nine hund^d sixty & nine pownds of Tob. for th^e use of Joseph Hooper. More attached in th^e hands of Thomas Wentworth th^e 12th of May 1665 ninety fve pownds of Tob. for th^e use of th^e afores^d Hooper. Abraham Rowse

Ordered to be Continued 'till next Prouinciall Court.

To th^e hon^{ble} th^e Gouverno^r & Councell.

[p. 102]

The homble Petⁿ of Mary Bateman, Executrix of John Bateman Deceased, sheweth.

That shee hath fully ad^mistred uppon th^e estate of her husband John Bateman Deceased & that th^e Last Prouinciall Court shee did to usuall forme sett up her name att th^e Court Doore, Requyring all p^rsons concerned to come & make their Claime (if any they had) to any Debts due from th^e s^d estate or make obiections to her Acc^t in & uppon th^e s^d Estate att th^e then next Prouinciall Court, to bee deliuered, Since w^{ch} time none hath appeared nor doth appeare.

Wherefore yo^r Pet^r humbly prayes th^t this hon^{ble} Court will please to appoynt her Auditors to receiue & examine her Account & to order th^t uppon their allowance of her s^d Acc^t shee may haue her Quiety Est, And shee shall pray &c:

Ordered th^t th^e Pet^r sett up her name for Quietus est uppon th^e s^d Estate, And th^t Euery one bring their obiections into th^e secretaries office, It being noe busines of this Court.

To th^e hon^{ble} th^e Gou^r & Councell,

The humble Petⁿ of Marmaduke Snowe sheweth,

That M^r Thomas Dent late sheriffe of S^t Maries County hauing Order & war^t to pay yo^r Pet^r one Thows^d pownds sterl. out of th^e Estate of M^r Thomas Gerard by extent of th^e moiety of any of th^e sayd Gerards Lands, or otherwise of his p^rsonall estate.

The s^d sheriffe hath not accordingly p^rformed, but left some of th^e s^d Lands unextended, & what hee hath extended is not to th^e ualue of yo^{rs} Pet^{rs} Debt, w^{ch} is to yo^r Pet^{rs} extreame dammage.

The p^rmises considered yo^r Pet^r humbly Craues yo^r hon^{rs} releife therein, & hee shall pray &c: Marmaduke Snowe.

Vppon this Petⁿ Ordered th^t a new writt of extent issue out to extend some other or new parcell of Land in that Bayliwick, to satisfy th^e Remainder of th^e demand, That extent allready Layd not being full & compleate to satisfy th^e whole Debt of th^e Pet^r.

Liber F F To th^e hon^{ble} th^e Governo^r & Councell

The humble Petⁿ of Thomas Dent, sheweth,

That yo^r Pet^r during his sheriffalty was imployed to arrest a Ves-
[p. 103] sell att th^e suite of Henry Hudson Contra Anderson/

The Charges thereuppon accrewing to &c: yo^r Pet^r humbly Craues
this hon^{ble} Board to Ascertaine to th^e p^rticulars hereafter mentioned/

To serving th ^e writt, Ext ^r	50
To pressing 6 men to seize th ^e Vessell.....	90

To Henry Hyde undersheriffe, His	140
& one man more attendance three dayes	
w th th ^e Vessell.	

Vppon this Petⁿ That acc^t of one hund^d & ffowrty pounnds of Tob.
& noe more is allowed by th^e Board/

All Businesse Ended The Leiu^t Gräll Adiournes th^e Court untill th^e
first Twesday in January next Being the second Day thereof.

Here followes Certaine other things or Busines as ffines of Land,
Entries of names for Quietus Est uppon Admⁱstr^aõns, Departure of
th^e Prouince, &c: During th^e time of this Prouinciall Court.

Whereas

To be remembred that this 11th day of Octob^r 1665 Came to the
Governo^r and Councell In Prouinciall Court Assembled Naucotamon
one of the Great men of Mattawoman & desires to know what was
the Governo^rs pleasure to doe wth his na^õn (uizt) whether he would
haue them Remoue further off into the woods or to remaine upon
the land wher they now or lately liued, for they were ready to Obey
his Co^mands—

Whereuppon the Governo^r desired the oponion of the Councell
whether it were fitt to driue the s^d Indians further off or otherwise to
Continue them still upon their old habita^õns where they are wthin
o^r Co^mand

And it was the Generall Opinion of the Board that it was most for
the safety of the Prouince to Continue them neer us, as being more
Vnder o^r Co^mand

[p. 104] And thereuppon Ordered, That the Mattawoman Indians doe re-
maine vpon their old planta^õns till further Order

And further it is Ordered that their land be withall Conuenient
speed layd out for them by Certaine meets and Bounds, within which
noe English man shall take up any land

And forasmuch as the Generall peace and safety of the Prouince
is more precious then th^e priuate Conuenience of any perticuler per-

sons w^tsoeuer It is allsoe Ordered that no English man shall seat Liber F F
for the future in any place wthin three miles of the Indians in Charles
County wthout Express Order of the Gouverno^r & Councell first had
and Obtained upon paine of twelue months imprisonm^t to euery Per-
son that shall soe seat—

Comand Daniel Jenifer of S^t Marys gen^t That Justly &^c: he keepe
wth Thomas Smyth marriner the Couenant &^c: of One thowsand
acres of land wth the Appurtenances Called th^e strand lying on the
Easterne Shore in a riuer there Called Pocamoke on the west side
of the s^d riuer beginning att a marked Oke &^c—

Philip Caluert

And the Agreem^t is such that the said Daniel Jenifer haue Ac-
knowledgeed the aforesaid One thowsand acres of land wth the Ap-
purtenances to be the Right of the said Thomas Smyth as those which
the said Thomas Smyth hath of the Guift of the said Daniel Jenifer,
and the same he haue remised and Quitt Claimed from him and his
heires to the aforesaid Thomas Smyth and his heires for Euer, And
further the said Daniel Jenifer haue granted for him and his heires
that hee will warr^t to the aforesaid Thomas and his heires the afore-
said One thowsand acres of land wth the Appurtenances Against him
the said Daniel Jenifer and his heires For Euer, And for this Recog- [p. 105]
ni^on Remission Quitt Claime fine & Concord The said Thomas hath
Giuen unto the said Daniel Jenifer the sume of seauen Thowsand
pounds of Tobacco in Caske.

Daniel Jenifer

28 3: m 65

Acknowledged in Open
Court 14th Octob^r 1665
Philip Caluert

Know all men by these p^rsents That I John Powick of Charles
County in the Prouince of Maryland Gen^t, for and in Considera^on
of the somme of seauen thowsand pounds of tobacco and Caske
(Three thowsand pounds of good Tobacco and Caske to be paid to
the said Powick his heires or Assignes this p^rsent Crop and fowre
thowsand pounds of Good tobacco & Caske to be paid to the said
Powick his heires or Assignes att or upon the 10th day of October
1666, for which sumes good Caution is giuen to the said Powick for
paym^t) haue giuen granted alienated Bargained sold Enfeoffed and
Confirmed and by these p^rsents doth giue grant alien Bargaine sell
Enfeoffe and Confirme unto Thomas Boylstone and Thomas How
dwelling in the Prouince of Maryland, all that p^rcell of land being
One thowsand acres Called Powicks ridge lying scituate and being
in Talbott County on the north side of Choptanck riuer upon a Ridge
att the head of a Creeke called Bullen Brooke beginning att a marked

Liber F F Oke being a bounded tree of the land laid out for Andrew Skinner and running for breadth North North East 400 perches to a marked Oake bounded on the north by a line drawne West North West from the said Oke 400 acres on the west by a line drawne South South West from the end of the west north west line 400 perches from the south by a line drawne East South East from the end of the south south west line 400 perches unto the first markt Oake on the East by
 [p. 106] the first No: No: East line To haue & to hold the said Thowsand acres of land unto the said Thomas Boylstone and Thomas How their heires Executors Administrato^{rs} or Assignes for Euer wth all proffitts & Comodities whatsoever according to the tenure of the grant pattent, And the s^d John Powick for himselfe his heires Executo^{rs} or Admist^{rs} and euery of them by these p^sents that they the said Thomas Boylstone and Thomas How theire heires Executo^{rs} Administrato^{rs} or Assignes shall and may lawfully peaceably and quietly make use of Occupy possess and Enjoy the said land and euery part and parcell thereof wthout any euiccō Interruption molestacō or disturbance w^{soeuer} off or by the said Powick his heires &: And the said Powick his heires &: doe by these p^sents And shall or will for Euer warrant & defend the sale of the said land unto the said Thomas Boylstone and Thomas How theire heires &: from any p^{son} or p^{sons} whatsoever laying Claime to it hereafter, In wittnes whereof I haue hereunto sett my hand and fixed my seale this 12th day of October in the yeare of Our Lord God 1656

Signed sealed & deliuered

John Powick Seale

In the p^sence of Vs

Jn^o Ferebee

Barthōemy DeVaconsains

Memorand^m the date of the abouesaid Conueyance in the yeare was writt att length in words thus One thowsand six hundred fifty six—

By Consent and att the instance of both persons the abouesaid Conueyance was brought in the Office wth request it may be recorded
 By mee Daniel Jenifer

Comānd Philip Caluert Esq; And Anne his wife that Justly &: they keepe wth Richard Loes of Rappahannock gent. the Couenant &: of one thowsand acres of land lying & being in Baltmore County in the Prouince of Maryland Called by the name of the Groue.

Charles Caluert.

[p. 107] And the Agreem^t is such that the said Philip Caluert And Ann his wife haue acknowledged the aforesaid One thowsand acres of land wth the Appurtenances to be the right of the said Richard Loes as those which the said Richard Loes hath of the guift of the said Philip Caluert and Anne his wife, And the same they haue remised and quitt Claimed from them and theire heires to the aforesaid Richard

Loes and his heires for euer, And farther the s^d Philip Caluert and Anne his wife haue granted for them and their heires that the will warrant to the aforesaid Richard Loes and his heires the aforesaid One thowsand acres of land wth the Appurtenances ags^t them the said Philip Caluert and Anne his wife and their heires for Euer And for this Recognicōn remission quitt Claime fine and Concord the said Richard Loes hath giuen to the said Philip Caluert and Anne his wife the sūme of fifty thowsand pounds of tobacco—

Acknowledged in Open Court

by Philip Caluert Esq^r this

17th day of Octob^r 1665

Daniel Jenifer Ck^e

Philip Caluert

Anne Caluert

Acknowledged by Anne Caluert Eodem die

Charles Caluert

Comand Zachary Wade of Charles County in the prouince of Maryland and Mary his wife that Justly &^c they keepe wth W^m Leedes of Talbott County the Couenant &^c: of fflowre hundred acres of land Called Wades Poynt lying in Talbott County in the Prouince aforesaid wth its appurtenances.

Charles Caluert

And the Agreem^t is such that the s^d Zachary Wade and Mary his wife haue acknowledged the aforesaid fflowre hundred acres with the Appurtenances to be the right of the s^d W^m Leedes as those which he the said W^m Leedes hath of the guift of the said Zachary and Mary his wife, And the same they haue remised and quitt Claimed from them and their heires to the aforesaid W^m Leedes and the heires of the said W^m Leedes for euer And further they the said Zachary Wade and Mary his wife haue granted for them and the heires of the said Zachary and Mary his wife that they will warrant to the aforesaid W^m Leedes and the heires of the said W^m the aforesaid fflowre hundred acres wth the Appurtenances ags^t them the said Zachary Wade and Mary his wife and the heires of them the s^d Zachary and Mary for Euer, And for this Recognicōn Remission Quitt Claime fine & Concord, the said W^m Leeds hath giuen to the aforesaid Zachary Wade and Mary his wife the sūme of ffue thousand pounds of tobacco and Caske—

Cap^{ta} et recognito Coram

mee 12th Octob^r 1665

Charles Caluert

Zachary Wade

the marke of

Mary M Wade

Comand W^m Hatton of S^t Marys County in the Prouince of Maryland and Elizabeth his wife that Justly &^c: they keepe wth W^m Leeds of Talbott County the Couenant &^c: of ffue hundred acres of land Called Haddon lying on the East side of Chesepiake Bay in Talbott County aforesaid in the Prouince afores^d with it's aptūces &^c:

Charles Caluert

Liber F F
[p. 109]

And the Agreement is such, that the said W^m Hatton & Elizabeth his wife haue acknowledged the aforesaid ffiue hundred acres of land wth it's appurtenances to be the Right of the said W^m Leeds as those w^{ch} the said W^m Leeds hath of the Guift of the s^d Will^m Hatton and Elizabeth his wife, and the same they haue Remised and Quitt Claimed from them and theire heires to the aforesaid W^m Leeds and the heires of the said W^m Leeds for euer and further the said W^m Hatton and Elizabeth his wife haue granted for them and the heires of the s^d William the aforesaid ffiue hundred acres of land wth the appurtenances ags^t them the said W^m Hatton & Elizabeth his wife and the heires of the said W^m for Euer, And for this Recognicōn Remission Quitt Claime fine & Concord the said W^m Leeds hath giuen to the aforesaid W^m Hatton and Elizabeth his wife the sume of ffiue thowsand pounds of tobacco & Caske—

Cap^{ta} et Recognito Coram
me 12th of Octob^r 1665
Charles Caluert

Witt Hatton
the marke of **£** Eliz: Hatton

[p. 110] Cecilius &c: To Captaine William Boreman & William Marshall gen^t Greeting whereas Our writt of Couenant dependeth in Our Prouin^{all} Court betweene Tho: Simpson and his wife and John Smyth, and for a fine to bee thereof leauyed betweene them before Our Gouverno^r and Councell in the said Court according to the law and Custome of this Prouince, and the said Thomas Simpson and Elizabeth his wife as wee are informed are soe weake that they are not able wthout great danger of their Bodyes to trauayle to S^t Marys by the day Contained in the said writt to make the acknowledgm^{ts} which are requisite to be made in that behalfe, Wee tendring the Estate of the said Thomas and Elizabeth in this behalfe hath giuen yo^w or any of yo^w power to take the acknowledgm^{ts} which the s^d Thomas and Elizabeth will make before yo^w or any of yo^w of the p^rmisses, And therefore wee Comānd yo^w that goeing in p^rson to the said Thomas and Elizabeth yo^w take theire acknowledgm^{ts} and when yo^w shall haue taken them yo^w Certifye the same distinctly and plainly to the said Gouverno^r and Councell under yo^r seales or any of yo^w, that then the s^d fine betweene the said partyes of the p^rmisses may be leauyed before the said Gouverno^r and Councell in the said Court according to the law & Custome of this prouince sending to the said Court this writt, Wittnes Our deare sonne & heire Charles Caluert Esq^r Our Leiuenn^t Gener^{ll} of Our said Prouince of Maryland this 25th day of August 1665—

Charles Caluert

Comānd Thomas Simpson & Elizabeth his wife that Justly &c: they keepe wth John Smyth of S^t Marys the Couenant &c of ffiue hundred acres of land Called Simpsons Supply wth the Appurtenances &c lying in S^t Marys County—

Charles Caluert

And the Agrem^t is such that the said Tho: Simpson and Elizabeth Liber F F
 his wife haue acknowledged the said ffine hundred acres of land wth
 the Apurtenances to be the right of the said John Smyth as those w^{ch}
 the said John Smyth hath of the Guift of the said Thomas Simpson
 and Elizabeth his wife, And the same they haue remised and quitt
 Claimed from them and theire heires to the aforesaid Jn^o Smyth and
 the heires of the said John Smyth for Euer And for this the said [p. 111]
 Thomas Simpson and Elizabeth his wife haue granted for them and
 the heires of the said Thomas that they will warrant to the afores^d
 John Smyth and the heires of the said John Smyth the afores^d Tene-
 ments wth the Apurtenances ags^t them the said Thomas Simpson and
 Elizabeth his wife and the heires of the said Thomas for euer, And
 for this Recognicōn Remission Quitt Claime fine & Concord the said
 John Smyth hath giuen to the said Thomas Simpson Six thowsand
 pounds of tobacco Thomas Simpson

Taken and acknowledged before Vs

Elizab: Simpson

this 28th day of August 1665

William Boarman

the marke of

William *ℒ* Marshall

An Appraysm^t of such Goods and Chattles as (by uertue of an
 Execuōn ags^t M^r Thomas Gerrard &c: bearing date the 7th day of
 October 1664) Were Executed & brought to the knowledge of the
 Apprayers sumōned & sworne the 17th day of Nouember 1664 the
 Apprayers being M^r W^m Smyth M^r Richard ffoster M^r Jn^o Shancks
 and M^r James Martin the perticulers following being apprayzed the
 17th and 18th dayes of the aforesaid month att Mattapeny-uizt

Eight sowes att 150 p̄ peece.....	1200	
2 barrowes	300	
2 shoates at 60 th	120	
14 piggs att 25.....	350	
One Barrow	150	
In the upper yard howse 180 gallons of licquor att 4 th p̄ gallon in Caske	720	}
In the Pare Orchard howse 240 gallons of licquor att 4 th p̄ gall	960	
In the lower syder howse 160 gall of liquors att 4 th p̄ gall..	640	
In the same howse 240 th gallons of liquors att 6 th p̄ gallon..	1440	
23 empty hñds for tobacco.....	520	[p. 112]
A parcell of hñds stauēs and heading.....	100	
A parcell of barrill stauēs & heading.....	200	
3 sowes att 150 th p̄ sow.....	450	
5 smaller hoggs	500	

Liber F F	4 shoates att 30 ^{lb}	120
	1 pigg-10 ^{lb}	10
	2 young bulls & one yearling stere calfe.....	500
	6 Cowes att 500 ^{lb} \bar{p} Cow.....	3000
	1 young steere	400
	1 parcell of English graine.....	450
	A horse mill w th Apurtenances.....	4500
	One seru ^t uiz John Dyatt.....	14
	a gunn	150
	a seru ^{ts} bed & Couering.....	60
	1 bedsted and old table frame.....	30
	1 grindstone	40
	a stoole w ^h a back.....	2
	A Corne Cradle old Cart & wheelles.....	200
	a parcell of empty Cask drinke.....	200
	two old Cannues	80

17406

	the aboues ^d sume of seauenteene thowsand ffowre hundred & six pounds of tob: being uallued and appraysed at 1 ^d 1/2 ^{ob} \bar{p} ^{tb} is	108:15:9
the neat produce is 10798 ^{lb}	The neat produce of the Crop of tob: Rent Leauys & ^c : being deducted uallued & appraysed att 1 ^d 1/2 ^{ob} \bar{p} ^{tb}	67:9:9
	The produce of the Crop Indian Corne is uallued & appraysed (Charges in gathering being deducted) att 60 ^{lb} tob: \bar{p} barrill tob uallowed as before at 1 ^d 1/2 ^{ob} \bar{p} ^{tb} it being 3760 ^{lb}	13:17:6

Errors Excepted

£190:3:0

[p. 113] The perticulers here before Appraysed amounting to One hundred & Eight pounds fiteene shillings & nine pence together wth tobacco at three halfe pence \bar{p} each pound and 60^{lb} tob: \bar{p} each barrill of Corne allowing three halfe pence \bar{p} pound for tobacco as before, Wee doe giue in as true and Just appraysment according to Our Oathes taken in that respect as wittnes Our handes this 18th day of Nouember Anno Domini 1664—

William Smyth
Rich^d W ffoster
John Shanckes
James Martin

An Appraysm^t of Goods and Chattles made the 21th Nouemb^r 1664 \bar{p} M^r John Piles Cap^t W^m Boarman Thomas Simpson and

Samuell Dobson Apprays^rs uppon Oath Att the Plantacon of M^r Liber F F
Tho: Gerrard Called Westwood—(Vizt)

2 bulls 3 yeares old or thereabouts.....	500	
3 steers 3 yeares old.....	1100	
2 steers 2 yeares old.....	550	
9 yearlings	1200	
7 Cowes att	3500	
1 heifer 2 yeares Old.....	250	
3 young Caues	300	
1 frying pann and spitt.....	35	
2 old Augers 1 hatchett 1 Adds 1 drawing knife.....	40	
4 trayes 2 wooden Bowles 1 payle 1 Cheese fatt 2 } strayner 2 spoones	50	
3 peces of Old pewter.....	20	
1 Iron pestle	40	
1 great earthen Jugg and pott Crackt.....	10	
1 Couch 1 table 1 bedsted 1 old Chest.....	200	
1 meale tray 2 wash tubbs 1 forme 1 old Iron pott and } hoookes	40	
2 sifters 2 books 1 ps of a bible.....	40	
3 old blanchetts & one sea bed.....	30	[p. 114]
4 Iron wedges	60	
12 piggs	240	
10 sowes & One Barrow	1600	
6 shoates att 480	480	
5 shoates att	250	
5 old tob hnds untrim'd	50	

12085

The aboute sume of twelue thowsand Eighty and five pounds of tobacco is uallued at 1 ^d 1/2 p pound w ^{ch} is in mony sterling.....	75:10:7 1/2	
The neat produce of the Crop of tob: rent Leauys & c: being deducted is uallued and Apprayed att 3 halfe pence p each pound.....	26:19:4 1/2	4315 ^{lb} net tob.
The produce of the Crop of Indian Corne being 9 barrills is uallued & Apprayed Charges in gather- ing being deducted att 70 th p barrill uallued at thre halfe pence p lb is I say p barrill.....	3:18:9	
p 318 th porke att 2 ^d 1/4 p th is.....	2:19:7 1/2	
	109:8:3 1/2	

The perticulers herein menconed & apprayed amounting to seau-
enty five pounds tenn shillings seauen pence halfe peny together wth

Liber FF the Crop of tob: att three halfe \bar{p} each pound and seauenty pounds of tob: for each barrill of Corne allowing for tobacco as before (uiz) $1^d\frac{1}{2}^{ob}$ \bar{p} \bar{t} wee doe giue in as a true & Just Appraysm^t uppon Our Oaths taken in that respect as wittnes Our handes this 21th of Nouemb^r 1664

Errors in accompting excepted	John Pille
February 25 th \bar{p} three hundred and	W ^m Boarman
Eighteene pounds of Porke uallued	Tho: Simpson
and apprayed at $2^d\frac{1}{4}$ \bar{p} \bar{p} Vs	Sa ^m : Dobson
W ^m Boarman	
the mā of	
John FB Bowling	

Executed and Apprayed to the sattisfying a Judgm^t for One thowsand pounds sterling by M^r Marmaduke Snow ags^t Tho: Gerard March the 22th One thowsand six hundred sixty ffowre (Vizt)

[p. 115] 150 gallons liq ^r in Caske att $7^d\frac{1}{2}$ \bar{p} gall.	4: 13: 9
14 gallons ditto att $4^d\frac{1}{2}$ \bar{p} gallon.	0: 5: 3
a buckett	0: 1: 6
4 ladders	0: 5: 0
a parcell of Coopers Tooles	1: 4: 0
a parcell of sasafrax.	0: 10: 0

6: 19: 6

These perticulers aboue men^oned amounting to six pounds nineteene shillings six pence wee doe giue in as a true and Just appraysm^t to the best of Our Judgm^{ts} and skill as wittnes Our handes the day and yeare aboue men^oned—

W^m Barton
W^m Rosewell
the mā of
Rich: W ffoster

Receiued the Contents wthin men^oned amounting to six pounds nineteene shillings six pence in part of the said Judgm^t as wittnes my hand this 25th of March 1665—

Marmaduke Snow

Persons that sett up theire names this Court of Octobr

Mary Bateman for a Quietus Est on the estate of John Bateman
Esq^d deceased not underwritt

Guy White for Quietus Est on the Estate of John Brimstone
Vnderwritt by Docter Barber for 150^t tob: but since sattis-
fyed as the said Barber did declare—

Henry Tripp declares for England this yeare not underwritt

Thomas Simmons declares for England this yeare
not underwritt

Richard Taylor declares for England this yeare

Liber F F

not underwritt

Edward Hoskins and Miles Jenkinson declares for England this yeare

Vnderwritt by Richard Collett but afterwards satisfacōn made as by the said Collett was declared—

Herculus Hayle declares for England

not und^rwritt

Know all men by these p^rsents that I Jn^o Edmondson and Sarah [p. 116] my wife of the County of Talbott in the prouince of Maryland haue made Ordained and Constituted and by these p^rsents doe make Ordaine & Constitute and fully impower Our Trusty freinde Daniel Jenifer Our Attorney in Our behalues to make sale and giue Assurance of the sayles for 2 parcells of land lying upon the Clifts fīue hundred acres to Tho: Preston and two hundred and twelue acres according to pattent unto Absolon Couant from Vs Our heires or Assignes to them theire heires or Assignes for euer, And what soeuer Our said Attorney shall doe or Act in the premisses Wee doe Engage Vs Our selues Our heires Admst^{rs} or Assignes to allow of and shall stand good in all intents and purposes whatsoeuer as if I wee were p^rsent as wittnes my hand this 16th of the 3^d month Called May 1665—

Wittnes

James Shacklady

the marke of

Francis ff A Armstrong

John Edmondson

Seale

the marke of

Sarah S Edmondson Seale

Comand John Edmondson in the Prouince of Maryland merch^t and Sarah his wife that Justly &^c: they keepe wth Absolon Couant Marryner the Couenant &^c: of two hundred & twelue acres of land lying upon the Clifts in Caluert County in the Prouince aforesaid &^c—

Philip Calvert

And the Agreem^t is such that the said John Edmondson and Sarah his wife haue acknowledged the aforesaid Two hundred acres of land wth its appurtenances To be the right of the said Absolon Couant as [p. 117] those which the said Absolon Couant hath of the Guift of the said John Edmondson and Sarah his wife, and th^e same they haue remised and quitt Claimed from them and theire heires to the aforesaid Absolon Couant and the heires of the said Absolon Couant for Euer, And farther the said John Edmondson and Sarah his wife haue granted for them and the heires of the said John that they will warrant to the aforesaid Absolon Couant and the heires of the said Absolon th^e aforesaid Two hundred & twelue acres wth the Apti^{ces} against them the said Jn^o Edmondson and Sarah his wife and the heires of the said John for Euer, And for this Recogni^ōn remission Quitt Claime Fine & Concord the said Absolon Couant hath

Liber F F giuen to the aforesaid John Edmondson & Sarah his wife the sume
of ffive thowsand pñds of tobacco in Caske

Taken and Acknowledged

Daniel Jenifer

In Open Court

28-³/_m-65

Philip Calvert

The Attorney of the aboue said
Jn^o Edmondson and Sarah his
wife as by a power giuen him

p Contra

Know all men by these p'sents that I Richard Watson of Charles
County in th^e prouince of Maryland planter doe Constitute & ap-
poynt my trusty & well beloued freinde Abraham Rowse of the same
Prouince merchant my true & lawfull Attorney for to make Ouer
unto W^m Cross and Thomas Hensall a parcell of land of two hun-
dred and fifty acres more or lesse, as more at large will appeare by a
Certifficate from und^r M^r Jn^o Lewgers hand deputy suruey^r taken up
by the abouesaid Watson in S^t Marys County Ratifying & Confirm-
ing all that my said Attorney shall doe herein as if I were there p'son-
ally present

Testes Francis Pope

Wittnes my hand 30th Septemb^r 1665

Ro: Conant

Rich: Wattson

[p. 118] To the hon^{ble} the Leiutenn^t Generall

January 16th 1664

Laid out for Richard Wattson of this prouince plant^r a parcell of
land in s^t Marys County Called Wattsons Choice lying in the woods,
adjoyning to the land of Edw^d Swann Called Eagleton, beginning
att a bounded White Oake the bound tree of the said Edw^d Swan and
John Compton and running west by a swampe side the length of One
hundred twenty fye perches to a bounded Oake bounding on the west
by a line drawne south from the said Oake for the length of three
hundred & twenty perches to a bounded oke on the south by a line
drawne East from the end of the former line One hundred twenty
fye perches to a bounded Oke standing in the line of the said Edw^d
Swann on the East wth the said Swans land on the north wth the
said west line, Containing and now laid out for Two hundred and
fifty acres more or lesse

John Lewger

On the back side writ thus

dep^t suruey^r

I Abraham Rowse Attorney of Richard Wattson doe by Vertue
of the said Letter of Attorney Assigne ouer this suruey unto W^m
Cross & Thomas Hensall their heires or Assignes for Euer as witt-
nes my hand this 13th day of Octob^r 1665

Abraham Rowse

Acknowledged in Open Court

Daniel Jenifer C^{lke}

Know all men by these p'sents that I Nicolas Gwyther of St Marys County in the Prouince of Maryland gen^t: doe hereby Constitute and Appoynt my Louing freinde Abraham Rowse of Charles County in the abouesaid Prouince merchant my true & lawfull Attorney, for mee and in my name for to Confirme unto Geo: Newman of Charles County abouesaide a parcell of land of three hundred acres more or less as more at large will appeare, by an Indenture from und^r my hand and seale bearing date the two & twentyth of Septemb^r 1665, Rattifying and Confirming all that my said Attorney shall lawfully doe giuing my said Attorney full power and Authority to Constitute & appoint any Other Attorney if he shall see Cause, Allowing w^t my abouesaid Attorney shall doe in the premisses abouesaid as if I were there p'sonall p'sent as wittnes my hand this 18th Septemb^r 1665 I say & seale, interlined the words (& other Attorney) in the 13th line before signed or sealed

Liber F F

Verte
[p. 119]

Nicholas Gwyther

Testes

John Mettcalfe
the marke of
Robert *W* Owins

This Indenture made the 22th day of Septemb^r 1665 Betweene Cap^t Nicholas Gwyther of St Marys County Gen^t. in the Prouince of Maryland of the One party And George Newman of Charles County in the same Prouince Plant^r of the other party Wittneseth that the said Nycolas Gwyther for & in Consideraçon of the quantity of three thowsand two hundred pnds of Tobacco and Caske in hand paid before the Ensealing and deliury hereof by the said George Newman whereof & wherewth the said Nic^o Gwyther doth acknowledge himselfe satisfied Contented & paid and thereof and euery part and parcell thereof, doe acquitt & discharge the said George Newman his heires Executors and Administrato^{rs} & euery of them by these p'sents as allsoe for diuers other good Causes and Consideraçons him hereunto mouing, Haue granted bargained & sould Assigned & sett Ouer and Confirmed & by these p'sents doe fully Clearly and Absolutely Grant Bargaine Sell Assigne Sett Ouer and Confirme, unto the said George Newman his heires Executo^{rs} Administ^{rs} and Assignes all that parcell of land scituate lying & being in Charles County aforementioned lying on the north side of Potomacke riuier neer M^r Neales back Creeke and bounding on the south wth the said riuier and Creeke, on the west wth a line drawne from a Marsh in the said riuier Called white oke marsh north into the woods for the length of one hundred & twenty perches On the north wth a line drawne East from the end of the former line into the woods for the length of ninety perches on the west with a line drawne south and by west from the end of the former line untill it falls into a branch Called Sinkins branch Contayning and now laid out for One hundred acres more or less, Adjoyning One Hungerfords land formerly in the possession

[p. 120]

Liber F F of John Ward and now in the possession of John Morrice, More laid out One hundred acres more or lesse for John Slingsbey adjoining upon the abouesaid Simkinssess land formerly in th^e poſſon of the abouesaid Nic^o Gwyther and now in the possession of the aboues^d George Newman, More laid out for Humphery Howell a parcell of land lying on the north side of Potomack Riuer and bounding on the north wth the land of Thomas Petite on the north wth the land of Thomas Mitchell on the west wth the said riuer on the East wth a line drawne south from the head of Conneys branch untill it intersect a parrallell drawne from the land of the abouesaid Petite Contayning and now laid out for One hundred acres more or less and adjoining to the abouesaid Petites land formerly in the possession of Jn^o Gwy and now in the possession of Peter Carr, And being in all Three hundred acres more or lesse being taken up by Simkins Slingsbey & Howell, Contā: by Estimaçon and now laid out for three hundred acres more or less now in the tenure or Occupaçon of him the said George Newman, All & singuler which said parcell of land together wth all and singuler the howses buildings structures or edifices whatsoever thereunto belonging or appertaining, Together wth all the Orchards, Gardens Pastures feedings Coñons Comons of pas-
 [p. 121] tures Rainges for hoggs woods Vnderwoods Waters Water Courses fishings furlings wayes Easem^{ts} proffitts Comodities and hereditaments w^{soeuer} unto th^e said land belonging or in any manner of way appertaininge To haue & to hould the said parcell of land & all & singuler the p^rmisses aforemençoned or named to be hereby Bargained and sould wth the Aptñances and euery part or parcell thereof whatsoever before named or recited, unto the said George Newman his heires Executors Administrato^{rs} or Assignes for Euer yeilding and paying therefore yearely unto the Rig^t Hon^{ble} the Lord Proprietary of this Prouince the Rents due for the said land att the feast of the Natiuity of Our Blessed Sauour Jesus Christ, if the same be lawfully demanded And the said Nic^o Gwyther for himselfe his heires Executors and Administrato^{rs}, Doe Couenant Grant & agree To & wth the said George Newman his heires Executors Administrato^{rs} and Assignes shall and may peaceably and quietly haue hold occupy possess & enjoy all & singuler the p^rmisses before by these p^rsents bargained and sold & euery part and parcell thereof wth euery the Rights members and Aptñances w^{thout} the lawfull Lett Sute Trouble Euixōn Exquōn interruption or demand of or by the said Gwyther or of or by his heires Executors or Administrato^{rs} or any or either of them or of or by any other p^rson or p^rsons lawfully Claiming from by or under them or any of them or theire or any of theire uses or by or from or und^r theire or any of theire Title Estate meanes or procurem^t, as allsoe acquitted & discharged, or which in Conuenient time after reasonable request made, well & sufficiently saued and kept harmless of and from all and all manner of former and other Bargaines sales Estates former leases Tytles Dowers Rights or Tytles

of Dowers Joyntures uses Intailes wills Rent Charges Rent seruices Liber F F
 Arrearages of Rents stututes Recognizances Judgm^{ts} Execu^{co}ns
 Titles Troubles Charges And demands wthsoeuer, had made done [p. 122]
 Comitted or willingly suffered by the said Nic^o Gwyther his heires or
 Assignes or any of them or of or by any other p^rsons or p^rsons what-
 soeuer, Lawfully Claiming by from or und^r them or any of them or
 to theire or any of theire uses by theire or any of theire Titles Es-
 tates meanes or procurem^{ts}, and the said Nic^o Gwyther for himselfe
 his heires Executors and Administrators all and singuler the before
 bargained p^rmisses wth theire Aptⁿances and euery part & parcell
 thereof, unto the said George Newman his heires Executors Admin-
 istrato^{rs} and Assignes to the intent & meaning aforesaid shall and
 will warrant and defend for Euer by these p^rsents In wittnes whereof
 the parties first aboue named to these p^rsents Indentures haue inter-
 changeably sett their hands & seales, the day & yeare abouewritten
 Signed sealed & deliuered together Nico Gwyther

wth Possession by Liuey & seazin

by Turfe & twigg in P^rsence of us

Francis Pope

the marke of

John B Bowles

the marke of

John I Morris

Acknowledged in Open Court the

14th Octob^r 1665

Daniel Jenifer

W^m Leeds dem^{ds} writt ags^t Henry Clay in an acc^on uppon his Octob^r 18th
 Case to the uallue of ten thowsand pounds of tobacco

Warr^t to sherriffe of Talbott County to arrest &^c: Ref^d 2^d January
 next Prouin^{all} Court

Thomas Gerrard dem^{ds} 2 writts ag^t Philip Combes of one acc^on, 18th
 being the same formerly entred ags^t Combes being an acc^on uppon
 his Case to the uallue of 3000^{lb} tob[;]; warr^{ts} to the sherriffe of
 S^t Marys and Charles County to Arrest &^c

Ref^d. 2^d January next Prouin^{all} Court

Copies of th^e former petⁿ
 deliuered each sherriffe

Barnaby Jackson dem^{ds} writt of Execu^{co}n ags^t W^m Smyth Car-
 pent^r on any his Goods &^c. for 2267^{lb} tob[;]: according to an Ord^r of
 the Prouin^{all} Court held on the 3^d day of March 1664 as being the
 security of W^m Price for 15000^{lb} tob[;]: forfeited by the said Price
 his Predecessor Hugh Lee, the Administrator of Sampson Cooper,
 to whose sonn Samuell Cooper the aboues^d Barnaby Jackson was
 Guardian in w^{ch} time hee was in disburse the aboues^d sum^m for th^e s^d
 Sam^{ll} Cooper which was Ordered to be sattisfy by William Smyth
 out of that 15000^{lb} tob[;]: forfeited by him in a bond past to his Lord^{sh}
 as the said Prices Bayle &^c:

[p. 123]
 Octob^r 20th
 uide Ord^r in
 fo: 487: lib:
 1664

Writt to the sherriffe of S^t Marys County To Execute &^c

Liber FF 23^d Reymound Staplefort dds writt ags^t Jn^o Bayley in an accōn of debt to the uallue of 28101^{lb} tob: and 564: 19: 2½ New England pay &^c Warr^t to sherriffe of Caluert County to arrest &^c: Reī 2^d January next Prouin^{all} Court

Summons in ditto Causo—

Reymond Staplefort dds writt ags^t Joⁿ Bayley in an accōn of the Case for Defamatorie words wthall adding as Exprest in the declaratōn &^c: To the uallue of 2000^{lb} sterling—

Warr^t to sherriffe of Caluert County to arrest &^c Reī 2^d January next Prouin^{all} Court

Summons in ditto Causa for Cornelius Varhoofe Thomas How and the said Howes wife to testifye &^c upon perill of forfeiting 500^{lb} tob: to his Lordship in Case they appeare not according to sumons

Warr^t to sherriffe of Caluert County to warne &^c Reī 2^d Janū next Prouin^{all} Court

[p. 124]
Octob^r 28th Thomas Mountfort dds writt ags^t Fran: Armstrong in an accōn of Couenant to the uallue of one hundred pounds sterling—

Warr^t to the sherriffe of Talbott County or any other sherriffe to Arrest &^c: Reī 2^d January next Pro^{all} Court

28th William Moffett the Attorney of Rich^d Allen merch^t dds writt of Execu^{cōn} ags^t the Estate of Thomas Bowdell to the uallue of thirety pounds ffourteene shillings & six pence sterling to be rated in tobacco att seauen farthings the pound according to an Ord^r of the Prouin^{all} Court past the 14th Octob^r p^rsent, To the sherriffe of Caluert County &^c:

Nouemb^r 6th Henry Hudson dds writt ags^t Henry Gooddrick in an accōn upon his Case to the uallue of one hundred thowsand pounds of tobacco

Warr^t to the sherriffe of Kent County or any other sherriffe to arrest &^c: Reī: 2^d Janū next Prouin^{all} Court

11th William Hemsley dds writt ags^t Jonathan Sibrey & Edw^d Jones in an accōn of Tresspass to the uallue of 6000^{lb} tob:

Warr^t to sherriffe of Kent County to arrest &^c: Reī. 2^d January next Prouinciall Court

11th William Hemsley dds writt of summons for Xtopher Denny & Henry Goodrick to testifye &^c: in ditto Causo upon perill of forfeiting 500^{lb} tob: each p^rson &^c:

11th Thomas Nottley dds writt ags^t Raphaell Haywood in an accōn of debt to the uallue of 2078^{lb} tob:

To sherriffe of Caluert County to Arrest &^c: Reī 2^d January next Prouinciall Court

Tho Nottley dds writt of summons for John Gouldsmyth to testifie in ditto Causo ut supra upon perill of forfeiting 500th tob: &c: Liber F F
11th

Summons to sherriffe of S^t Marys County to warne &c: Reī. 2^d January next

Thomas Nottley dds writt ags^t the afores^d Raphaell Haywood in an accōn of debt for 2 Cowes wth Calues & dānages to the uallue of 3000th tobacco [p. 125]
Novemb^r
11th

Warr^t to sherriffe of Caluert County to Arrest &c: Reī. 2^d January next Prouinciall Court

Thomas Nottley dds writt of summons for Cap^t Luke Gardner to testifie &c: in ditto Causo, uppon perill of forfeiting 500th tob: &c: att ditto die reī. ut supra

Thomas Nottley dds writt of Execuōn ags^t the Estate of John Walton to the uallue of two thowsand twenty nine pounds of tobacco, according to an Ord^r of the Prouin^{all} Court held the 11th Octob^r last

To the sherriffe of S^t Marys County or Charles County or their deputys

Robert King dds writt ags^t W^m Greene Elizabeth his wife & John Braddy seru^t to George Marshall in an accōn of Tresspass to the uallue of 1000th tob:

Warr^t to sherriffe of S^t Marys County to arrest &c: Reī. 2^d January next Prouinciall Court

Rob^t King dds writt of summons for Mary Brow William Osberston John Vanheeck Henry Pennington George Marshall & Jeremy Harrington to testify &c: in ditto Causo: upon perill of forfeiting each person 500th tob: to the Lord Prop^r in Case they apeare not ditto die

Warr^t to sherriffe of S^t Marys County to warne &c. Reī 2^d January next Prouinciall Court

Thomas Mannyng dds writt ags^t W^m Bretton in an accōn of Debt to the uallue of fiteene hundred twenty six pounds of tobacco & Caske

Warr^t to sherriffe of S^t Marys County to arrest &c: Reī 2^d January next Prouinciall Court

Thomas Mannyng dds writt of summons for William Euans of the Clifts and Tho: Sprigg of Caluert County and summons for Jn^o Nuthall of S^t Marys County all 3 to testifie in ditto Causo &c: upon perill of forfeiting 500th tob: each p^rson 2 warr^{ts} issued to the sher^r: of Caluert County and S^t Marys County reī. ut supra

Liber F F Cecilius &c: To Cap^t Hugh Oneale Thomas Thowrowgood and
 [p. 126] Thomas Smoote Gent: Greeting whereas Our writt of Couenant
 dependeth in Our Prouin^{all} Court betweene Cap^t James Neale and
 Arthur Turner and Margarite his wife of One hundred acres of land
 in Charles County bounded upon the land of Benjamin Gill & for a
 fine to be thereof leauyed betweene them before Our Gouverno^r &
 Councell in the said Court according to the law & Custome of this
 prouince, and the said Margarite wife to the said Arthur Turner as
 we are informed is soe weak and not able wthout greate danger of
 her Body to trauaile to S^t Marys by the day Contained in the said
 writt to make the acknowledgm^{ts} which are fitt to be made in that
 behalfe, wee tendring the Estate of the said Margarite in this behalfe
 haue giuen yo^w or any two of yo^w power to take the acknowledgm^{ts}
 which the said Arthur and Margarite will make before yo^w or any
 two of yo^w of the p^rmisses And therefore Wee Comānd yo^w that
 goeing in p^rson to the said Arthur & Margarite yo^w take theire s^d
 Acknowledgm^{ts} and when yo^w shall haue taken them yo^w Certifye
 the same distinctly & plainely to the said Gouverno^r and Councell und^r
 yo^r handes and seales or any two of yo^w that then the said fine be-
 tweene the said partyes of the p^rmisses may be Leauyed before the
 s^d Gouverno^r and Councell in the said Court accordinge to the law &
 Custome of this prouince sending to the said Court this writt, Witt-
 nes Our Deare Brother Philip Caluert Esq^r Our Chancello^r of Our
 said Prouince, This thiretyth day of Octob^r One thowsand six hun-
 dred sixty ffue Philip Caluert

[p. 127] William Hollingsworth dds writt ags^t James Jolly in an accōn of
 Nouemb^r 24th debt to the uallue of 4898th tobacco

Warr^t to sherriffe of S^t Marys County to arrest &c: Reē. 2^d Janu-
 ary next Prouin^{all} Court

25th Lycence then granted to Richard Deaur to keepe an Ordinary in
 the Island Creeke in Choptanck and Bond giuen by him to keepe good
 Orders &c. for one whole yeare in the sume of 2000th tob: uide lib:
 1658: fo: 12: to Philip Land for the Lycence and Bond in ditto
 lib: fo: 397

Decemb^r 4th 1665 William Smyth dds writt ags^t William Price in an accōn of Debt
 to the uallue of thirety thowsand pounds of tob:

Warr^t to sherriffe of Charles County to arrest &c: Reē: second
 January next Prouin^{all} Court

Decemb^r 6th John Bayley dds writt ags^t Reymond Staplefort in an accōn uppon
 his Case to the uallue of sixty ffowre thowsand pnds of tobacco

Warr^t to sher^r. of Caluert County to arrest &c: Reē. 2^d January
 next Prouinciall Court

John Bayley dds writt ags^t Reymond Staplefort in an accōn uppon Liber F F
ditto die
his Case to the uallue of Two hundred and nine pnds fourteene
shillings and three pence sterling money

Warr^t to sherriffe of Caluert County to arrest &^c: ret. ut supra

John Bayley dds writt ags^t Reymond Staplefort in an accōn upon ditto die
his Case to the uallue of six thowsand pnds of tobb:

Warr^t to sherriffe of Caluert County to arrest &^c: Reī. ut supra

John Bayley dds writt ags^t Reymond Staplefort in an accōn upon ditto die
his Case to the uallue of Eighteene thowsand pounds of tobacco

Reī: ut supra

John Bayley dds summons for John Hawkins in ditto Causo, uppon ditto die
perill of forfeiting 500th tob:

To the sher. of Baltemore County Reī. ut supra

John Bayley dds writt ags^t Reymond Staplefort in an accōn uppon [p. 128]
Decemb^r 6th
his Case to the uallue of thirety thowsand pounds of tobacco

Warr^t to sherf. of Caluert County to arrest &^c: Reī 2^d January
next Prouin^{all} Court

John Bayley dds writt of summons for Charles Brookes & John ditto die
Turuill to testifye in ditto Causo und^r the penalty of 500th tobb each
p^rson

John Bayley dds writt ags^t Reymond Staplefort in an accōn of ditto die
debt upon accompt to the uallue of fiteene thowsand two hundred
sixty seauen pnds of tob

Warr^t for the sherf. of Caluert County to arrest &^c. Reī: 2^d Janu-
ary next Court.

Thomas Gerrard dds writt ags^t William Boarman in an accōn of ditto die
the Case to the uallue of twenty thowsand pounds of tobacco

Warr^t to sherriffe St Marys County to arrest &^c: Reī. 2^d January
next Prouin^{all} Court

Thomas Gerrard dds writt of summons for Ben Rozer Samuell ditto die
Dobson and James Bowling to testifye in ditto Causo, uppon perill
of forfeiting 500th tob: each p^rson to his Lordp

War^t to ditto shef. Reī. ut supra

Thomas Gerrard dem^{ds} writt of summons for John Tennison to ditto die
testifye in Causo inter ditto Gerrard pl^t and Richard ffoster def^t:
depending last Court upon perill, Reī: & to the said sherriffe ut supra

John Edmondson dds subpæna in Chancery for Thomas Martin, 8th
und^r the paine of one hundred pnds sterling to appeare the next Pro-

Liber F F uin^{all} Court held the 2^d Jan: next There to answeare what shall be objected ags^t him and to receiue what that said Court shall doe therein

The said Edmondson tēds writt of summons for Arthur Wright Francis Armstrong Thomas Goddard and James Shacklady to testifye in ditto Causo und^r the penalty of 5000th tob

To the sherriffe of Talbott County

- [p. 129] This Indenture made th^e ninth day of May in th^e yeare of our lord God one thousand six hundred sixty & fower Betweene William Dorrington of Calvert County in th^e Province of Maryland gen^t & Ann his wife of the one p^t & William Groome of Calvert County in th^e province afores^d plante^r on th^e other p^t Wittnesseeth that th^e s^d William Dorrington & Anne his wife for & in Considera^on of the summe of forty three thousand five hund^d pounds of good sound m^{ch}antable Tobacco & Caske by th^e s^d W^m Groome at th^e ensealing & delivery of theis presents well & truely to them in hand payd the Receipt whereof they th^e said W^m Dorrington & Anne his wife doe hereby acknowledge & thereof & of eu^y parte & p^{ce}ll thereof doe fully clearly & absolutely acquit exonerate & discharge th^e said W^m Groome his heires Execut^{rs} & Adm^{rs} & every of them by theis presents, Have granted, Alienated bargained sold & confirmed & by theis p^{ts} do fully clearly and Absolutely grant, Alien bargain Sell & Confirme unto th^e said Will^m Groome All th^t certeine p^{ce}ll of land lying on th^e Sowth side of Petux^t river neere or vpon a creeke called Shonley creeke & on th^e North side of th^e s^d creeke beginning at a marked Pokicory standing neere th^e foot of a hill bounding on th^e East with a line drawne North from th^e said Pokicory vnder th^e hill th^e length of one hund^d & twenty p^{ch}es to a marked oke by a creeke called th^e Indian creeke on th^e west with th^e s^d river, on th^e Sowth with th^e s^d Shonley creeke, Conteyning by Estima^on foure hund^d acres of land be itt more or lesse, W^{ch} s^d p^{ce}ll of land afores^d is situate lying or being in Calvert County in th^e Province aforesaid & now in th^e tenure or Occupa^on of th^e s^d W^m Dorrington & Ann his wife or of their Assignee or Assignes, & all howses barnes stables Orchards Gardens buildings, Rights, members benefitts & other hereditam^{ts} with their & every of their appurtenances Royall Mynes & his lo^{ps} Rents excepted, to th^e same belonging or with th^e same Comonly vsed occupied or enjoyed, or w^{ch} are excepted reputed or taken to be p^t or p^{ce}ll or member of the same & of all & singuler th^e s^d p^rmisses to eu^y p^{te} & p^{ce}ll thereof Together with all & singuler Deeds Evidences Pat^{ts} & writings whatsoever touching & concerning only the p^rmisses or any p^{te} thereof To have & to hold th^e s^d p^{ce}ll of land & premisses with their appurtnces before by theis p^{ts} bargayned & sould or men^toned or intended to be thereby granted Aliened bargained sold & confirmed & eu^y p^t & p^{ce}ll thereof unto th^e said W^m
- [p. 130]

Groome & to the heires & Assignes of the s^d W^m Groome to the only Liber F F
proper vse & behoofe of the s^d W^m Groome his Heires & Assignes of
the s^d W^m Groome forever And the s^d W^m Dorrington & Anne his
wife for themselves their heirs Executors^{rs} Adm^{rs} & Ass^s that they the
s^d W^m Dorrington & Ann his wife for & not with standing any act
done by them the s^d W^m Dorrington & Ann his wife to the Contrary at
the time of the ensealing & deliv^y of their p^rsents are & standeth
lawfully & Rightfully seized in their demesne as of fee simple in
their owne Right & to their owne R^e vse without any Condi^{ti}on limi-
ta^{ti}on or other vse or trust to alter, change & determine the same
estate of & in the s^d land & premisses before men^{ti}oned to be hereby
granted bargained & sold & of & in every p^{ar}t & p^{ar}cell thereof And that
they the s^d W^m Dorrington & Ann his wife for & not withstanding
any act by them to the contrary now hath & att the time of the first
estate to be had & Executed to the s^d W^m Groome according to the
intent & true meaning of their p^rts shall have full power Just right
& lawfull Authority to grant bargaine & Sell the saine & every p^{ar}te
& parcell thereof with the Appurtenances vnto the s^d W^m Groome &
the heirs & Assignes of the s^d W^m Groome in maner & forme as is
before in their presents expressed & that the s^d land and premisses &
every p^{ar}te & p^{ar}cell thereof with the apprtns shall from hence forth for
ever remayne & continue vnto the said W^m Groome & to the heires
& Assignes of the s^d W^m Groome freely & cleerly acquitted exoner-
ated & discharged of & from all & all maner of former bargaines
Sales Guifts Grants, Dowes, Joyntures, Leases, Rents, Charges, [p. 131]
Rents ser^v, Arrearages of Rent Anuities Vses Entaile Statutes m^{ch}t
& of the Staple, Judgm^{ts} forfeitures, Execu^{ti}ons, Intrusions & in-
cumbrances whatsoever & of & from all other charges, Titles, troubles
& incumbrances whatsoever had made, committed or Wittingly or will-
ingly suffered or done by them the s^d W^m Dorrington & Ann his wife
or by any other p^{er}son or p^{er}sons wthsoever lawfully claiming by from
or vnder them the s^d W^m Dorrington & Ann his wife or by any other
p^{er}son or p^{er}sons wthsoever lawfully claiming by from or vnder them the
s^d W^m Dorrington & Ann his wife or by any other p^{er}son or p^{er}sons or
by their means assent privy or procurem^t (the rents & services w^{ch}
from hence forth from time to time for or in Respect of the p^rmisses
shall grow due to the cheife Lord or Lords of the Fee or Fees of the
premisses only excepted and foreprized), And further that they the
s^d W^m Dorrington & Ann his wife & their heirs & Assignes shall &
will att all time & tymes hereafter within the space of seven yeares
next ensueing the date of their p^rts vpon the Reasonable Request &
att the cost & charges in the law of the s^d W^m Groome or of the heires
& Assignes of the s^d William Groome make suffer doe Knowledge &
execute or cause to be made done Knowledge suffered & executed
all & every such further lawfull & reasonable Act & Acts thing &
things Device & Devises Conveyances & assureances in the law wthso-
eu^r for the further more p^{er}fect & better ssuring & sure makeinge of

Liber F F the premisses before menconed to be hereby bargained & sold & of eu'y pte & pcell thereof vnto th^e s^d W^m Groome & to th^e heires & Ass^s of th^e s^d W^m Groome for euer Bee it by ffine or ffines ffeoffm^t or ffeoffm^{ts} Recoūy or Recoūyes with a single or double Voucher or Vouchers Deed or Deeds enrolled or not Enrolled th^e EnRollm^t of theis presents Release Confirmacon wth Warranty of th^e s^d W^m Dorrington & Ann his wife & their heires only ag^t th^m th^e s^d W^m Dorrington & Ann his wife & their heires & ag^t all & eu'y other pson or psons

[p. 132] w^soeu^r lawfully claiming or pretending to have any Right title interest claime or dem^d of in or vnto th^e s^d Estate land & premisses afores^d with their appurteñces before by theis presents bargained and sold or menconed & intended to be thereby granted Aliened bargayned sould & confirmed & eu'y pte & pcell thereof vnto th^e s^d W^m Groome & to th^e heires & Assignes of th^e s^d W^m Groome for or by reason of any pretence Colōr waies procurem^t or meanes whatsoever to be made had suffered or done ag^t th^e s^d land & premisses afores^d or otherwise without warranty or by all eu'y or any of the s^d waies or meanes or by any other wayes or meanes w^{ch} by th^e said W^m Groome or th^e heires or Assignes of the s^d W^m Groome or his or their Councell learned in th^e law shall be reasonably devised advised or required soe as th^e same doe not Contenue or Extend vnto any further warranty thⁿ ag^t them th^e s^d W^m Dorrington & Ann his wife their Executo^{rs} or Assignes, or against any further Act or Acts then as before s^d & soe as neither they nor them th^t make such further assureance be Compelled or compellable to Trayvaile further thⁿ St Mary's for th^e doing makeing or Executing of such further assureances & Conveyances as afores^d And lastly it is agreed by & betweene the said ptyes to theis presents th^t all & eu'y th^e s^d Assureances & Conveyances soe as afores^d hereafter to be had of the premisses shall be, & shall be Esteemed & taken to be to th^e only vse of th^e s^d W^m Groome & of the heires & Ass^s of th^e s^d W^m Groome & to noe other vse intent & purpose whatsoever any thing in theis p'ts conteyned to th^e contrary thereof in any wise not wthstanding/In witnes whereof th^e s^d W^m Dorrington & Ann his wife have hereunto sett their hands & seales th^e day & yeare above written

Signed sealed & deliur'd

in th^e pñe of vs

Charles Caluert

John Turville

W^m Dorrington seale

th^e marke of

Ann ♦♦ Dorrington

seale


[p. 133] Know all men by theis p'sents That I W^m Dorrington of Calvert County in the province of Maryland gent. & Ann my wife doe Acknowledge our selues to be firmly bound & obleiged W^m Groome of Calvert County plant^r in the full of Eighty seaven Thousand pounds of good Sound merchantable tobacco & caske to be paid to him or his certayne attorney To th^e w^{ch} paym^t well & truly to be made wee bind us our heires Executo^{rs} & Adm^{rs} firmly by theis presents signed with

our our handes & sealed with our seales the Nynth day of May one Liber F F
thousand six hundred sixty & five

The Condiçon of this p^t Obligaçon is such th^t if th^e above named W^m Groome his heires Executors Adm^{rs} & ass^s & eu^y of them shall & may Lawfully & peaceably have hould occupy possesse & enjoy all that certayne p^{cell} of land conteyning by estimaçon foure hund^d acres be itt more or lesse Scituate Lying & being on th^e Sowth side of Petux^t river in Calvert County in th^e province of Maryland afores^d with all & singular itt^s rights priviledges hereditam^{ts} & appurtenances whatsoever there vnto belonging or in any wise appertayning without the lett suite trouble disturbance or Contradixon of the above bounden W^m Dorrington & Ann his wife their heires Executors Adm^{rs} or ass^s or any of th^m or of any other p^{erson} or p^{ersons} w^tsoeu^r haveing clayming or pretending to have any maner of R^t title Interest Challenge Claime or demand by from or vnder th^e s^d W^m Dorrington & Anne his wife or either or any of th^m or without th^e Lett suite trouble disturbance or Contradixon of any other p^{erson} or p^{ersons} whatsoever Clayming or pretending to have any maner of Right title Interest Challenge Claime or demand of or in or vnto th^e s^d land & premisses afores^d for or by reason of any other maner of waies or meanes w^tsoeuer by th^m to be had made suffered or done ag^t th^e s^d land & premisses afores^d according to th^e tenor Purpose Effect meaning of one Indenture of Conveyance bearing Date th^e Ninth day of May one thousand six hund^d sixty & five, made signed sealed [p. 134] & deliu^red in th^e p^{resence} of Samuell Sewall & John Turvile by the s^d W^m Dorrington & Ann his wife vnto th^e s^d W^m Groome of the premisses afores^d as by th^e s^d Indenture Relaçon being there vnto had itt doth & may more fully appeare Then this present Obligaçon to be void & of none Effect other wise to stand & remaine in full force & vertue

Signed Sealed &
deliu^rd in th^e
p^{ri}nce of vs

Charles Calvert
John Turvile

W^m Dorrington seale
th^e m^rke of
Anne  Dorrington seale


Comand W^m Dorrington & Ann his wife th^t Justly &^c they hould wth W^m Groome th^e Coven^t &^c of a p^{cell} of land by Estimaçon foure hund^d acres lying in Patux^t river in Calvert County with th^e appurtenances there vnto belonging Charles Calvert

The Concord is th^t the afores^d W^m Dorrington & Ann his wife acknowledge th^e afores^d p^{cell} of land with th^e Appurtenances to be th^e Right of th^e afores^d W^m as those w^{ch} he hath of th^e Guift of th^e s^d W^m & Ann & them remitt & quitt Claime from th^m selves th^e s^d W^m & Ann & th^e heires of th^e s^d Ann to th^e s^d W^m & his heires forever & further more th^e s^d W^m & Ann Grant for th^m selves & the heires of th^e s^d Ann th^t they will warr^tise to th^e s^d W^m & his heires th^e s^d p^{cell}

Liber F F of land with th^e appurtenances ag^t th^mselves th^e s^d W^m & Anne & th^e heires of th^e s^d Ann for ever

Taken & acknowledged
this Nynth of May one
thousand six hund^d sixty
five & before mee

Charles Calvert

W^m Dorrington
th^e m^ke of
Ann  Dorrington

[p. 135] W^m Smyth \ddot{d} ds writt ags^t Reymond Staplefort in an accōn of
Decemb^r 8th accompt to the uallue of Three thowsand Eighte hundred pounds of
tobaccoe

Warr^t to sherriffe of S^t Marys County to arrest &^c: Ref: 2^d Janu-
ary next Prouin^{all} Court

Decemb^r 8th W^m Smyth \ddot{d} ds writt ags^t Thomas Paine in an accōn of the Case
to the uallue of sixteene hundred pounds of tobacco

Warr^t to sher^r: S^t Marys County to arrest &^c: Ref: 2^d January
next Prouin^{all} Court

On the Backside of a conueyance from Daniel Jenifer unto John
Edmondson for 800 acres Entred in lib: 1664: fo: 416 was this
Assignm^t for part thereof unto Henry Tripp—(uizt

These p'sents wittnes that I John Edmondson doe hereby make
ouer and Assigne all my right title and Interest of three hundred and
fifty acres of land of this wthin menconed Conueyance to Henry Tripp
his heires and Assignes for Euer wittnes my hand this 28th day of
Octob^r Anno Domini 1665—This 350 acres beginning att the lower
end and soe running upwards—

Testatar

Henry Hare Tho: Langley

John Edmundson

Sarah S Edmundson
her marke

The conueyance thereon following thus—

This Indenture made the Eight and Twentieth day of October in
the yeare of Our Lord One thowsand six hundred sixty and fue,
Betweene John Edmondson of Talbott County of the one party mer-
chant, And Henry Tripp of the other party gen^t: Wittneseth that
the said John Edmondson for and in Consideraçon of a ualuable
Consideraçon in hand allready receiued by him the said John Ed-
mondson from the said Henry Tripp haue granted Bargained and
sould alienated Enffeooffed and Confirmed and by these p'sents for
himselpe his heires Executo^{rs} and Assignes doe grant Bargaine and
sell alienate inffeooffe and Confirme unto the said Henry Tripp his
heires Executo^{rs} Admst^{rs} and Assignes all that parcell of land Called
[p. 136] Douer Conteyning by Estimaçon Three hundred and fifty acres
scituate Lying & being in Talbott County wth all proffitts pattents
writings Comodities and Hereditam^{ts} to the same belonging or in

any wise appertayning, And all the Estate right title Interest Claime Liber F F
 & demand w^tsoever the said John Edmondson hath of to & in the
 three hundred fifty acres abovesaid or any part or parcell thereof by
 uertue of any grant pattent or sale heretofore made to the said John
 Edmondson by any p^rson or p^rsons whatsoever, To haue & to hould
 the said Three hundred and fifty acres of land and euery part or par-
 cell thereof unto the said Henry Tripp his heires Executo^{rs} Admin-
 istrato^{rs} and Assignes to the only proper use and behoofe of the said
 Henry Tripp his heires and Assignes for Euer, freed acquitted and
 att all times hereafter discharged by the said John Edmondson of
 and from all manner of former and other Bargaines Grantes sales
 Leases forfeitures Joyntures Dowryes surrenders Judgm^{ts} Execu-
 tions and of and from all other titles troubles & incumbrances what-
 soeuer and att all time and times hereafter at request had and made
 to the said John Edmondson by the said Henry Tripp more assurance
 or Assurances by the Councell learned in the law of the said Henry
 Tripp shall be aduised deuised or required for the more Absolute
 and perfect surety and sure making of all & singuler the said three
 hundred and fifty acres of land and euery part and parcell thereof
 unto the said Henry Tripp his heires Executo^{rs} Administrators and
 Assignes for Euer In Confirmaçon whereof the said John Edmond-
 son doth hereunto sett his hand and seale the day and yeare aboue
 written

The words three hundred &
 fifty acres Interlined
 before signed and sealed
 Signed sealed and deliuered
 In the p^rsence of
 Henry Hare
 Tho: Langley

John Edmondson seale
 the marke of
 Sarah S Edmondson not seald
 The abovesaid Conueyance and
 foregoing Assignm^t was brought
 to the Office by Henry Hare to be
 recorded p^r mee

Daniel Jenifer

John Stansby dem^{ds} writt ags^t Fran: Holland in an acc^{on} upon [p. 137]
 accompt to the uallue of Two Thowsand pounds of tobacco Decemb^r 9th

Warr^t to she^r. of Ann Arrundell County to arrest &^c: Reⁱ. 2^d
 January next Prouin^{all} Court

James Jolly dem^{ds} writt ags^t Peter Jones in an acc^{on} of accompt 13th
 to the uallue of thirety thowsand pounds of tobacco

Two warr^{ts} issued in the same acc^{on} and 2 declaraçons Entred,
 directed to the sherriffe of Baltemore County the other to the sher-
 riffe of Caluert County &^c: Reⁱ: 2^d January next Prouin^{all} Court

Josias Fendall d^{ds} writt ags^t Daniel Johnson in an accon of the 13th
 Case to the uallue of ffourty thowsand pounds of tobaccoe

Liber F F Warr^t to sher^r: Charles County to Arrest &^c: Re^t: 2^d January next Prouin^{all} Court

13th Josias Fendall dem^{ds} summons in ditto Causo for Zacha: Wade Benjamin Rozer and Henry Moore to testifie the trough of their knowledge &^c: upon perill of forfeiting fwe hundred pounds of tobacco each person in Case they appeare not &^c:

Summons to sher^r: Charles County to warne &^c: Re^t: 2^d January next Prouin^{all} Court

14th Richard Bayley dds writt ags^t Joseph Emmons in an accōn of debt to the uallue of fiteene hundred pounds of tobacco and Caske

Warr^t to sher^r: of Caluert County to arrest &^c: Re^t: 2^d January next Prouinciall Court

14th Richard Bayley dds writt of Attachm^t ags^t the Estate of Joseph Emmons to the uallue of 1500th tob: abouesaid

Warr^t to sher^r: Caluert County to Attach &^c: and them to keepe untill he put in security to appeare the next Prouin^{all} Court to answer the suite abouesaide

[p. 138] Henry Hudson dds writt ags^t Isack Bedlow & Thomas Nottley in
December an accōn of Debt to the uallue of three hundred pounds sterling

15th Warr^t to sher^r: S^t Marys County to arrest &^c: Re^t: 2^d January next Prouin^{all} Court

ditto die Henry Hudson dds writt of summons for Thomas Dent & John Smyth to testifie &^c: in ditto Causo uppon perill of forfeiting each p^rson 500th tob: to his lord^p &^c

Warr^t to sher^r: of S^t Marys County to warne &^c: Re^t: 2^d January next Prouin^{all} Court

18th Demetrius Cartwright desires summons for John Stanesby to appeare next Prouin^{all} Court to answere the s^d Cartwrights Complaint Concerning Luke & Richard the orphants of William Bromall

Warr^t to sher^r: of Caluert County to warne &^c: Re^t: second January next

21th Summons then issued for Johannah Neuill widd^w and Elioner wife to Edmund Lindsey to appeare 2^d January next Prouinciall then and there to testifie on behalfe of the Lord Proprietary ags^t Hannah Price and Mary Marler

Re^t: ditto 2^d January—

21th Marmaduke Snow dds writt ags^t John Foxall in an accōn of the Case to the uallue 4305th tob:

Warr^t to sherriffe of S^t Marys County to arrest &^c Re^t: 2^d January next Prouin^{all} Court

Marmaduke Snow \ddot{t} ds summons in ditto Causo for Richard ffoster Liber F F
and George King to testifye &^c: upon perrill of forfeiting 500th tob: ditto
each p^rson &^c

Marmaduke Snow \ddot{t} ds writt ags^t John ffoxhall in an acc^on of the ditto
Case to the uallue of 10000th tobacco

Warr^t to she^r: of S^t Marys County to arrest &^c: Re^t. 2^d January
next Prouin^{all} Court

Marmaduke Snow \ddot{t} ds summons in ditto Causo for Luke Gardner ditto
and William Rosewell to testifye &^c: upon perill of forfeiting 500th
tob: each p^rson &^c

Abraham Rowse \ddot{t} ds writt ags^t William Hempsted in an acc^on [p. 139]
of the Case to the uallue of four thowsand four hundred pounds of Decemb^r 21th
tobacco—

Warr^t to sherriffe of S^t Marys County to arrest &^c: Re^t. 2^d Janu-
ary next Prouin^{all} Court

Ditto demands writt of summons for Thomas Browne and William ditto die
Gaskill to testifye in ditto Causo uppon perill of forfeiting 500th
each p^rson &^c

John Gittings \ddot{t} ds writt ags^t Henry Banister & Christian his wife 22th
in an acc^on of tres^pas to the uallue of tenn thowsand pounds of
tobacco—

Warr^t to sherriffe of S^t Marys County to arrest &^c: Re^t 2^d Janu-
ary next Prouin^{all} Court

John Gittings \ddot{t} ds summons for W^m Bretton to testifye in ditto 22th
Causo the truth of his knowledge &^c

Sum^ons to ditto she^r. re^t ut supra

Daniel Johnson \ddot{t} ds summons for Samuell ffendall and Thomas 23
Hussey to testifye in Causo inter Josias ffendall p^tt: and ditto John-
son def^t uppon perill of forfeiting 500th tob &^c:

Warr^t to sher^r. of Charles County to warne &^c Re^t. 2^d January
next Prouin^{all} Court

Thomas Sprigg \ddot{t} ds writt ags^t Reymond Staplefort in an acc^on ditto die
uppon his Case to the uallue of ffive hundred pounds sterling

Warr^t to sherriffe of Caluert County To arrest &^c Re^t: 2^d Jaⁿ:
next Prouin^{all} Co^rt

James Courtney alias Mudge \ddot{t} ds writt ags^t Thomas Mannyng in 25th
an acc^on uppon his Case to the uallue of tenn thowsand pounds of
tobaccoe—

Warr^t to sherriffe of Caluert County to arrest &^c: Re^t. 2^d January
next Prouin^{all} Court

Liber F F Ditto dds writt of suñons for Fran: Armstrong to testifye in ditto
 ditto die Causo uppon perill of forfeiting 500th tob: in Case he appeare not
 Warr^t to sherriffe of Caluert County or any other sherriffe

[p. 140] Summons then issued on behalfe of the Lord Proprietary for
 Decemb^r 30th William Cole Marke Brumfeild and his wife ags^t Tho: Hooker and
 Patience his wife concerning a parcell of land now in the said Hookers
 posson—

To the Bearer hereof Ref: 2^d January next Prouin^{all} Court

Att a Prouinciall Court held att S^t Marys on the second day of
 January 1665/6

Charles Caluert Esq^r Gouverno^r
 Present Philip Caluert Esq^r Chancello^r
 M^r Tho: Truman Councello^r

Vppon Consideraçon by the Leiutenn^t Generall Thatt there is not
 a full Concell mett and this day happening to be on the day the County
 Court is held, It is thought fitt by the Hon^{ble} Leiutenn^t Generall to
 Adjourne this Court untill tomorrow morning att Nine of the Clock

January 3^d—All mett as aboue wth M^r Baker Brooke &
 Collonell W^m Euans

The sherriffs deputy or Cryer after O Yes makes this Proclama-
 cõn following

All Justices of Peace Coroners Stewards of Leets and Liberties,
 and other officers that haue taken any Inquisitions, Indictments, or
 Recognizances whereby yo^w haue let any man to Bayle, put in your
 Records thereof forthwth That his Lordps Councell may proceed

[p. 141] Whereuppon William Caluert Esq^r his Lordps Attorney Generall
 prefers these Indictments following (uizt

Let it be Enquired for the Rig^t Hon^{ble} the Lord Proprietary
 Whether Pope Aluey of Newtowne hundred in the County of
 S^t Marys Cooper the nineteenth day of December in the yeare One
 thowsand six hundred sixty ffiue att Brettons Bay in Newtowne
 hundred in the County aforesaid a Certaine Cow of Black Culler to
 the uallue of two pounds tenn shillings sterling of the Goods & Chat-
 tles of Collonell William Euans then & there being found feloniously
 took stoled kill'd and carryed away against the peace of the said Lord
 Proprietary his rule and dignity—

Let it be enquired for the Rig^t Hon^{ble} the Lord Proprietary
 whether Robert Dennis late of Popler hill in the County of S^t Marys
 the four & twentyth day of December One thousand six hundred
 sixty ffiue att Wolseley Manno^r in S^t Georges hundred in the County

aforesaid the dwelling howse of Philip Caluert Esq^r &^c: upon Woles- Liber F F
ley Manno^r in the County aforesaid being by force & Armes betweene
the houres of Eight and Nine before noon of the same day did breake
and Enter, and One Carbyne to the uallue of fifteene shillings and
One shirt to the uallue of two shillings feloniously did steale and
carry away ags^t the peace of his said Lordsp^s his Rule and dignity—

Then the Cryer made Proclamacon Againe saying—

Yo^w Good men that be impanell'd to enquire for the Rig^t Hon^{ble} [p. 142]
the Lord Proprietary for the Body of this Prouince answere to your
names euery man att the first Call uppon paine and perill that shall
fall thereon

Then the Grand Jury was called by their names who appeared and
answered thereto which are as followeth—

Foreman	Abraham Rowse	} Demetrius Cartwright George Marshall William Osbeystone John Bayley John ffoxhall W ^m Cole James Lewis John Whohob
	Edward Richardson	
	Philip Holleger	
	John Stanesby	
	Patrick fforrest	
	Robert Cager	
	William Harper	
	Richard ffooster	

The foreman then lay his hand on the Bible and oath giuen hime
(uizt)

Yo^w as foreman of this Inquest for the Body of this Prouince
yo^w shall dilligently enquire and a true presentm^t make of all such
matters and thinges as shall be giuen yo^w in Charge his Lordsp^s
Councell yo^r fellowes and your owne yo^w shall keepe secret, yo^w shall
p^rsent no man for Enuey hatred or malice, neither shall yo^w leaue
any man unrepresented for loue feare fauour or affeccons or hope of
reward but yo^w shall present things truely as they come to yo^r knowl-
edge according to the best of yo^r understanding so God help yo^w—

The rest of the Grand Jury were sworne by this Oath as fol-
loweth—

The same Oath which yo^r foreman hath taken on his part yo^w
and euery of yo^w on your behalfe shall well and truely obserue and
keep, so help yo^w God &^c—

The Cryer then maketh Proclamacon & say His Lordsp^s Councell [p. 143]
straightly Charge and Comand all p^rsons to keep silence whilst the
Charge is in giuing to the Grand Jury upon paine of imprisonment

Then were deliuered them the foregoeing Indictm^{ts} wth the Oathes
of the Euidences which said Oathes are as followeth—

Whereas Pope Aluey of Brettons Bay Cooper being apprehended
by the Constable for feloniously killing and stealing of Cattle and

Liber F F being brought before mee John Jarbo One of his Lordshps Justice of the peace for the County of Saint Marys this 25th day of December 1665 the said Aluey uppon his Examinacon said that he had killed a Beast and did suppose it to be Coff William Euans for it was marked a hole in one Eare and Cropt and slitt on the other and did desire leaue to goe to Coff Euans to make his Composition for it—

Taken before mee John Jarbo.

James Pattison Constable of Newtowne hundrede declareth that upon the 24th day of this instant hee the said Constable being caused by the informacon of Walter Pake to search the howse of Pope Aluey of Brettons Bay Cooper for meat which the said Pake p'tended to haue lost and when he the said Constable came to the said Alueys howse he asked the said Aluey for the meat which the said Aluey denied and said that he had noe such meat in the howse and in the searching of the said Alueys howse he the Constable saith that he found fresh Beeffe newly kill'd and the hyde of a Beast hidden under Corne husks in the henn howse wthout Eares, And the Constable saith that he asked the said Aluey where hee had that meate and hyde [p. 144] and the said Aluey Answered that the Owner of the s^d Beast bid him kill it, and the Constable saith that he found young meat salted and a drying uppon Tobacco sticks in the loaft, And the said Aluey said that he bought a quarter of Beeffe of William Wood and that was it but the Constable saith that there was a part of both a fore quarter and a hinder quarter—

Made before me this 28th of Decemb^r 1665 John Jarbo

Walter Pake and Gregory Rowse being aide and Assistance to the Constable in the searching of Pope Alueys howse maketh oath uerbatim wth the Constables declaracon

Sworne before me this 28th December 1665 John Jarbo

Henry Aspinall sworne & Examined saith—

That upon the 25th of this instant month this deponants father in law Walter Pake hollowed for this deponant to come ouer the Creeke to him the said Pake told this depon^t when that he came unto him: that he supposed Pope Aluey had killed a Beast of this depon^{ts} uppon which this depon^t went to the howse of the said Aluey And that the said Aluey asked this depon^t whether or noe he had bought Collonell Euans heiffer and this depon^t answered what was it to him, And the said Aluey said that he had killed a Beast, and if it were this deponants, if he would put it up, and make noe more words of it he would pay him for three for it, and further saith not

Sworne this 28th day of Decemb^r 1665 Before mee John Jarboe

[p. 145] Daniel Hammond aged 17 yeares or thereabouts sworne & Examined saith that uppon Tuesday the 19th day of this instant month, Pope Aluey this deponants father in law went out at night wth a Axe and by and by came in againe and told this deponants mother he had

done his Bussiness for hee had Cutt of a Beasts legg in the henn howse but she was a eating huskes like madd and the said Aluey went out againe wth a Axe and knocked the said Beast On the head and After Supper when the seruant was a Bedd) the said Aluey Askt this Deponant to goe wth him and helpe him to dress it And this deponant did goe wth the said Aluey and did helpe him to dresse it, And this Deponants mother did hold the Candle, And the next day the said Aluey Cutt out the meate and carryed it into the howse and the hyde the Satterday following the said Aluey put und^r the huskes in the henn howse and to the best of this depon^ts Judgm^t the marke of the Beast was one eare whole and a hole in it and the other Cropt and slitt but which this deponant knowes not—

Sworne before mee this 28th Decemb^r 1665 John Jarbo

Depositions to the Other Indictm^t ags^t Robert Dennis

The deposition of W^m Tuncks aged 30 yeares or thereabouts saith—


That the shirt which Robert Dennis stole out of the Chancellors^{rs} howse att the head of the Riuer is his and the Carbine that he stole out of the said howse is the Chancellors, and that the shirt and Carbine now product to this deponant is the same shirt and the same Carbine That was lost out of the said howse & stole by the said Robert [p. 146] Dennis as aforesaid and further saith not

Jurat Coram me 24th

Decembris 1665

Philip Caluert

the marke of

Will^m  Tancks

Christopher Hall deposeth That he saw Robert Dennis bring into M^r Edmund Listers howse a Carbine und^r his Coate which Carbine was now shewed him and Confest by Robert Dennis to be taken out of the howse of Philip Caluert Esq^r: Christopher Hall

Jurat Coram me

24th Decem 1665

Philip Caluert

The Examinacon of Rob^t Dennis aged about 35 yeares or thereabouts

Confesseth that he Entred the howse of Philip Caluert Esq^r att the head of Saint Georges riuer and took out of the howse One Carbine and One shirt and that he Opened the doore wth the Key w^{ch} he took out of the window where he saw William Tanck lay it on Saterday the 23^d of December 1665—

Taken by mee the 24th day of
Decemb^r 1665

Philip Caluert

Liber F F The Charge being giuen to the Grand Jury Proclamacon was then
[p. 147] made by the Cryer

All manner of persons that haue any Bills of Indictm^t to put unto the great Inquest, put them into the Court first that his Lordsh^{ps} Councell may peruse them or else they shall not be receiued

Noe person putting any in, after a while the Jury returnes into Court & deliueis in these bills foll: and that they were Content the Court should amend forme, and false Latine altering matter of noe substance in those bills w^{ch} they haue found.

The Jury for the Rig^t Hon^{ble} the Lord Proprietary doth p^rsent that Pope Aluey of Newtowne hundred in the County of St Marys Cooper the 19th day of Decemb^r in the yeare 1665 att Brittons Bay in Newtowne hundred in the County afores^d a Certaine Cow of black Culler to the uallue of two pounds tenn shillings sterling of the Goods and Chattles of Coff: William Euans then And there being found feloniously tooke stoled kill'd and carryed away against the peace of the said Lord Proprietary his Rule & dignity

Wittnesses John Jarbo

James Pattison

Walter Pake

Gregory Rowse

Henry Aspinall

Daniel Hammond

The said Bill by the Jury

Endorced thus

Billa Vera

The other Bill deliuered in by the Grand Jury

[p. 148] The Jury for the Rig^t Hon^{ble} the Lord Proprietary doth p^rsentm^t that Robert Dennis late of Poplar Hill in the County of St Marys the 24th day of December 1665 att Wolesley Manno^r in St Georges Hundred in the County aforesaid The dwelling howse of Philip Caluert Esq^z &^c: uppon Wolesley manno^r in the County aforesaid being by force and Armes between the houres of 8 and 9 before noone of the same day did break and Enter and one Carbine to the uallue of fifteen shillings and one shirt to the uallue of two shillings feloniously did steale and carry away against the peace of his said Lordsh^p his Rule and dignity

Wittnesses

W^m Tuncks Chris: Hall

The said Bill by the Jury

Endorced by us—

Billa Vera

The Grand Jury dismiss

Then the Cryer maketh Proclamacon thus, his Lordsh^{ps} Councell straightly Charge and Comand all persons to keepe silence for now they will proceed uppon the pleas of the Crowne to the arraignm^t of Prisoners uppon life and death and that all persons that haue any Euidence to giue against any of the prisoners draw near and giue yo^r attendance uppon forfeiting yo^r Recognizances—

The Clarke then bid the sherriffe sett Pope Aluey to the Barr, *Liber F F* when done, he saith Thou art here indicted by the name of Pope Aluey for that thou on the 19th day of December &c: (read the Indictm^t out) then the Clarke saith What saiest thou, art thou Guilty of the felony whereof thou stands indicted or not Guilty. Answered by the Prisoner (not Guilty) then being askt him by the Clarke how wilt thou be tryed, Prisoner answered by God and the Country, the Clark saying God send thee a good deliuerance—

Then Robert Dennis was called to the Barre but declared by the [p. 149] sherriffe that hee had escaped out of Custody and fled for it Where-upon Ordered it be Entred for the first time of his being called and noe appearance made

Then the Clarke called to the sherriffe for a pannell of Jurors to try the Prisoner Pope Aluey

The sherriffe makes his Returne of the names of those that are impannell'd uppon the petty Jury (uizt)

Foreman	Cap ^t Thomas Mannying	}	Justinian Gerrard
	John Gittings		Thomas Ennis
	Richard Stone		Thomas Sprigge
	Dauid Jones		Marmaduke Snow
	Thomas Hatton		Daniel Clocker
	John Smyth		Peter Mills

Clarke saith

Yo^w good men that be impanelled to inquire between the Rig^t Hon^{ble} the Lord Proprietary and the Prisoner att the Barr answer to yo^r names euery man att the first call upon paine and perill that shall fall thereon

Clarke

Pope Aluey hold upp thy hand att th^e Barr These good men that were last called and haue here appeared are those that shall passe between the Lord Proprietary and yo^w uppon your life and yo^r death, that therefore if yo^w [or any of yo^w] will Challenge them or any of them yo^w may Challenge them as they come to the Booke to be sworn before they be sworn and yo^w shall bee heard

The Cryer then makes Proclamacon

If any man cann informe his lordsh^{ps} Councell the Attorney Generall or this inquest to be taken between the Lord Proprietary and the Prisoner att the Bar of any Treason Murder Felony or other [p. 150] misdemeanor committed or done by the Prisoner att the Bar: let them come forth and they shall be heard, the Prisoner stands att the Bar uppon his deliuerance. Noe informacon giuen in—

The Jury was then sworne euery man seuerally by this Oath following—

Liber F F Yo^w shall well and truly try and true deliuerance make between his Lordsp the Lord Proprietary and the Prisoner att the Bar, whom yo^w shall haue in Charge according to yo^r euidence soe help yo^w God.

The Clark then call'd them ouer and the sherriffe counted them being twelue Clarke askt are yo^w all sworne or not they answered Yes

The Clark called Pope Aluey hold up thy hand att the Bar, and saith Look uppon the Prisoner yo^w that be sworne and hearken to his Cause Yo^w shall understand that he stands indited by the name of Pope Aluey for that hee the 19th day of Decemb^r in the yeare 1665 (the Indictm^t then read out) uppon this Indictm^t hee hath been arraigned uppon his arraignment he hath pleaded not Guilty, and for his tryall hath put himselfe upon God and the Country which Country are yo^w, so that yo^r Charge is to enquire whether he be Guilty of this felony whereof hee stands indited or not Guilty if yo^w find him Guilty yo^w shall enquire what lands Tenements Goods and Chattles he had at the time of the felony Committed or at any time [p. 151] sithence, if yo^w finde him not Guilty then shall yo^w enquire if he did flye for it or not, if yo^w finde that he did not fly for it, then yo^w shall enquire what Goods or Chattles he had att the time when he did fly for it, or att any time sithence, if yo^w find him not Guilty, nor that he flye for it, say soe and no more, and hear yo^r Euidence—

The wittnesses were all Called to the Board and sworne which are exprest under the Inditement and there Examined—The Jury hauing theire Charge giuen they wthdraw and Ordered the sherriffe provide them a roome wthout hauing meat or drinke untill they make returne of their Verdict.

The Jury of life and death being agreed they came into Court to giue theire Verdict, being call'd by theire names and all answered thereto, was askt by the Clark if they were agreed of theire Verdict, who answered Yes, who shall say for yo^w, answered the foreman

Pope Aluey hold up thy hand att the Bar.

Then say to the Jury Look upon the Prisoner yo^w that be sworne what say yo^w, is he Guilty of the felony whereof he stands indited or not Guilty Who deliuered theire uerdict in writeing on the back of the Inditement, Thus—(Guilty) And the Cow worth Eleauen pence and noe more—

Whereupon they were againe Comāded out to Consider thereof with a Charge giuen them to haue a speciall Care in what they did. [p. 152] The Jury returns into Court the second time & askt if they were all agreed as in the former time who answered yes Then the foreman deliuers in theire Verdict on the back side of the Inditement thus (Guilty)

Then being askt what lands or Tenements Goods or Chattles had he at the time of the felony Comitted or att any time sithence—theire Answer None to Our knowledge, did he fly, noe

Clarke/Hearken to yo^r Verdict as the Court Recordeth it—Yo^w Liber F F
say Pope Aluey is Guilty of the felony whereof he stands indicted:
answere Yes And soe yo^w say all, answere Yes

The Petty Jury dismist

Clarke saith/Sherriffe set the presoner to the Bar :

Judge speaketh—Yo^w doe remember that yo^w haue been indicted
for felony by yo^w done and Co^mmitted ; uppon yo^r indictment yo^w haue
been arraigned and haue pleaded not Guilty, And for yo^r Tryall
haue put yo^r selfe uppon God and the Country which Country hath
found yo^w Guilty, what cann yo^w now say for yo^r selfe why accord-
ing to law yo^w should not haue Judgm^t to suffer death. Whereuppon
hee Claim'd the benifitt of his Clergy, which were denyed him the
Record makeing it manefest that he haue had it allready allowed him
in this same Court. Then he throw himselfe uppon the mercy of the
Board. The Judge then read this sentence to him & gaue Judgment
in these words following—(uizt)

Yo^w shall be Carryed to the Place from whence yo^w Came, from [p. 153]
thence to the Place of Execu^con and there be hanged by the neck till
yo^w are dead—

Then came seuerall persons and uppon their kneese humbly begg
of the Leiutenn^t Gen^l the life of the said Pope Aluey, & that hee
would please to reuerse the Judgm^t Through the Earnest interces-
sions of the said p^rsons, The Gouverno^r hath giuen & Granted the said
Pope Aluey Respite of Execu^con and Liberty to depart to his owne
howse Yet neuertheless the Judgm^t and sentence past against him
to remaine in full force and effect on the Records during the pleasure
of the Gouverno^r and according as the said Aluey shall hence forward
behaue himselfe in his remaining Course of life.

The Gouverno^r & Councell then Came to Ciuill Causes wth their
proceedings

Henry Hare plaintiffe }
Jonath : Sibrey def^t } Respited till tomorrow morning

Thomas Gerrard p^{lt} }
Rich^d ffoster def^t } Respited ut supr

W^m Smyth p^{lt} }
W^m Reape def^t } Respited ut supra

Justinian Gerrard p^{lt} }
John Carrington def^t } Compounded.

W^m Boarman p^{lt} }
Mar : Snow def^t } Arbitrated

Liber F F W^m Hollingworth p^{lt} }
 [p. 154] W^m Price def^t } Respited till tomorrow

Paul Marsh p^{lt} }
 Pope Aluey def^t } Respited till tomorrow

Henry Cowrsey p^{lt} }
 Godfrey Bayley def^t } Noe Returne made by the sherriffe Neither party p^rsent respited till th^e last day of the Court

W^m Leeds p^lain }
 Henry Clay def^t } Vt supra

Thomas Gerrard p^{lt} }
 Philip Combes def^t } Non est Inuentus

Reymond Staplefort p^{lt} }
 John Bayley def^t } Withdrawne

Reymond Staplefort p^{lt} }
 John Bayley def^t } Second accōn wthdrawne

Thomas Mountfort p^{lt} }
 Francis Armstrong def^t } The p^{lt} not appearing to declare to the Court whether the said accōn is let fall'n or not the Board being informed the bussiness is ended, therefore Ordred a nonsuite ags^t the p^{lt}: be entred

Henry Hudson p^{lt} }
 Henry Gooddrick def^t } Noe returne made by the sherriffe neither party appearinge

W^m Hemsley plaintiffe }
 Jon: Sibrey & Ed: Jones def^t } Noe returne made by the sherriffe nor neither party appearinge

Robert King plaintiffe }
 William Greene Elizab: his wife } The sherriffe returnes his writt
 and John Braddey defendant } executed on Greenes wife and
 } Braddy, but for W^m Greene Lan-
 } guidus in Prisona

Thomas Mannyng p^{lt} }
 William Bretton def^t } Non est Inuentus

William Hollingworth p^{lt} }
 James Jolly defendant } The plaintiffe being the security for the defend^t for his appearance, but noe appearance made by the def^t Ordered the p^{lt}: be nonsuited wth Cost of suite

John Bayley plaintiffe	} first accōn	} Withdrawne	
Rey: Staplefort def ^t			
John Bayley plaintiffe			} second accōn
Rey: Staplefort def ^t			
John Bayley plaintiffe			} third accōn
Rey: Staplefort def ^t			
John Bayley plaintiffe	} fourth accōn		
Rey: Staplefort def ^t			
John Bayley plaintiffe	} fifth accōn		
Rey: Staplefort def ^t			
John Bayley plaintiffe	} sixth accōn		
Rey: Staplefort def ^t			

Thomas Gerrard p ^{lt}	} Non est Inuentus
Will ^m Boarman def ^t	

John Edmondson p ^{lt}	} Noe returne made or either party appearing
Thomas Martin def ^t	

William Smyth p ^{lt}	} Non est Inuentus
Tho: Paine def ^t	

John Stanesby p ^{lt}	} Compounded.
Fran: Holland def ^t	

James Jolly p ^{lt}	} Non est inuentus by the sherriffes returne of Cal-
Peter Jones def ^t	

uert County, and noe Returne made from Balte-
more County of that writt sent theither there being 2 issued

Josias ffendall p ^{lt}	} Non est inuentus
Dan: Johnson def ^t	

James Courtney p ^{lt}	} Compounded.
Thomas Mannyng def ^t	

Thomas Sprigg plaintiffe	} Writt of Arrest return'd by M ^r Charles
Reymond Staplefort def ^t	

Brooks sherriffe of Caluert County en-
dored thus (Non est inuentus)

Richard Bayley p ^{lt}	} Tarde
Joseph Emmons def ^t	

[p. 156]

John Gittings p ^{lt} :	} Tarde
Hen: Banister and	
Christian his wife def ^t	

W ^m Smyth p ^{lt} :	} The sherriffe of Charles County returnes his
W ^m Price def ^t	

writt thus endored

Liber F F William Price being in Custody for Debt Could not remoue him to answer this suite without Habeas Corpus Henry Adames

Whereupon Ordered that a Habeas Corpus doe issue to bring downe the Body of William Price to answer the s^d suite the next Prouinciall Court


Then came James Courtney & acknowledged the ensueing discharge to Cap^t Thomas Mannyng as his Act and deed—

Know all men by these p^rsents that I James Courtney of the prouince of Maryland plant^r doe for me my heires Executo^{rs} & Administ^{rs} firmly by these p^rsents remise release and for euer quitt Claime unto Cap^t Tho: Mannyng his heires &^c: of and from all and all manner of accōns suites quarrells debts suñe or suñes of money whatsoever as allsoe all accompts reckonings Challenges & demands whatsoever from the beginning of the world to the day of the date hereof, as wittnes my hand this 3^d day of January 1665—

Wittnes

the marke of

John Gittings

James  Courtney

Justinian Gerrard

the marke of

sealed

Henry Hare

ff A

John Stanesby

Fran: Armstrong

Acknowledged in Open Court D I


[p. 157] This Bill bindeth mee Ralph Haywood of S^t Marys County in the prouince of Maryland Gent: my heires Executo^{rs} and Administrato^{rs} to pay or Cause to be paid unto Thomas Nottley of the same County and prouince merchant or unto his heires Executo^{rs} Administrato^{rs} or Assignes the Just quantity of Eighteen hundred fourty and three pounds of good bright and large leafe tobacco and Caske att or before the first day of October next ensueinge the date hereof, upon my owne plantacon upon S^t Clements Manno^r Wittnes my hand the 20th day of Aprill anno 1664

Raphaell Haywood

Signed & deliuered in Prsence of

Philip Wallwin

the marke of

John  Gouldsmyth

Then followes

I underwritten will pay more the quantity of two hundred thirety fiew pounds of tobacco and Caske unto Thomas Nottley his heires or Assignes for goodnes and at time and place as the first aboue bill specifiyeth wittnes my hand the 23^d Ap^r 1664

Wittnes John Smyth

Raphaell Haywood

Maryland Tho: Nottley of S^t Marys County Complaineth ags^t Raphaell Haywood late of the same County and now of Caluert County, for that whereas the said Raphaell Haywood standeth

obleiged unto the said Thomas Nottley Two thowsand seauenty & Liber F F
Eighte pounds of tobacco and Caske long since due to be paid as will
more amply appeare by writeing under the hand of the said Raphaell
Haywood, the which the said Thomas Nottley cann proue, Now see
it is the said Haywood his Obligacons not minding hath and still doth
payment of the said Tobacco and Caske unto him the said Thomas
Nottley Refuse to make w^{ch} hee the said Haywood according to the
tenure of his Obligacons ought to haue long since performed— Verte

The Premisses Considered the humble Complain^t Craueth Judgm^t [p. 158]
of this Hon^{ble} Court ags^t the said Haywood for his debt and such
Reasonable damage as to this Court shall seeme meete, and for Cost
of this his suite And he shall euer pray &^c—

Tho: Nottley p^{lt} } James Thompson the p^rtended Attorney of the
Ra: Haywood def^t } defend^{ts} produced his power, but by the Board
was not allowed as Authenticke by reason it gaue power but to the
10th of October being last Prouin^{all} Court Whereupon the defendant
not appearing by himselfe nor lawfull Attorney, was then demanded
of the sherriffe of Caluert County who was the said Haywoods
security for his appearance, who answered he tooke the said Hay-
wards owne Bonds to answere the said suite

The plaintiffe Craues Judgment for his said debt of Two thow-
sand seauenty eighte pounds of tob: Ordered that Judgm^t passe
against the said Raphaell Haywood for the said sume of 2078th tob:
after the said Bill being proued by John Gouldsmyth and John Smyth
2 of the wittnesses thereto

Maryland Thomas Nottley of S^t Marys County Complaineth ags^t
Raphaell Haywood of Caluert County, for that whereas the Case
being such that the said Haywood doth owe unto the said Nottley
Two Cowes either wth Calfe or Calues by theire sides which ought
to haue been deliuered to the said Thomas Nottley att or before the
first day of Aprill now last past, And he the s^d Raphaell Haywood
Refusing the said Cowes in maner as aforesaid to deliuer, the said
Nottley Therefore saith in ffact that he is dampnified thereby to the [p. 159]
uallue of sixteene hundred pounds of tobacco and therefore brings
this his acc^{on} and Craueth Judgm^t of this Hon^{ble} Court ags^t the s^d
Haywood for the aforementioned Cowes in manner to be deliuered as
aforesaid and for his damage & Cost of suite And he shall euer
pray &^c

Thomas Nottley plaintiffe } The defend^t not appearing as in the
Raphael Haywood def^t } aforegoing Cause neither by himselfe
nor his lawfull Attorney to which acc^{on} he was his owne Bayle all-
soe, Whereupon Ordered Judgm^t pass ags^t the said Raphaell Hay-
wood according to the plaintiffs request in the aforegoing declaracon
required wth Cost of suite

Liber FF Att a Court held 24th Aug^o 1665 att William Turners by the Ap-
pointm^t of M^r John Stanesby Guardian of W^m Turners Children,
and Thomas Bowdell as Administrato^r of Docter Cliftens Estate and
Demetrius Cartwright Guardian of Bromhals Children—

Tho: Sprigg	} Gen ^t
Tho: Mannyng	
Tho: Brooke	

Ordered that the Orphants of W^m Bromall and theire estate be
deliuered unto John Stanesby (Guardian of W^m Turners Children)
for the use of W^m Turner, provided that hee put's in security the
next County Court to performe a uoluntary Order w^{ch} Docter Cliften
engaged to performe in the Court for Bromalls Vse att a Court held
the 26th August 1664 True Copie John Turuill Clke

Att a Court held 10th June 1665

Tho: Sprigg	} Gen ^t
Tho: Mannyng	
Tho: Brooke	
Tho: Leitworth	

Luke Bromall Choseth for his Guardian M^r Demetrius Cartwright
True Copie John Turuile Clke

[p. 160] To the hon^{ble} the Gouverno^r and Councell

The Petition of Dem: Cartwright Sheweth

That whereas att a County Court held for Caluert County the
21th day of Nouemb^r last past there was an accōn Comenced ags^t
yo^r pet^r of slander by Thomas Hooton of the s^d County And yo^r
pet^r the Judgm^t of the said Court wauing did thereupon to this hon^{ble}
Court appeale as he doth now appeale and doe humbly desire that
all records Relating unto the said Cause may be by uertue of a writt
from this hon^{ble} Courte to Issue before yo^r Honno^{rs} and Councell to
be returned uppon a Certaine day att this next Court to be held that
thereon may be such Consulta^on Judgm^t and determina^on as may
seeme Just and Equitable and that thereupon yo^r petition^r may be
dismist from further trouble uexa^on and da^mage in that illegall suite
&^c: and he shall pray &^c

Att a Court held the 21th Nouemb^r 1665 for the County of Caluert

Thomas Truman Esq ^p	} Gen ^t
Thomas Sprigg	
Thomas Mannyng	
Thomas Brooke	
Hugh Stanley	
Richard Collett	

Thomas Hooton p^{ft} } The def^t Craues an appeale to the Prouin^{all}
Dem: Cartwright def^t } Court

To the worsp^{ll} Comm^{rs} of Caluert County

Liber F F

The humble petⁿ of Tho: Hooton sheweth

That Demetrius Cartwright hath falsly slandered and defamed yo^r pet^r by saying yo^r petition^r stole Goods from Michael Catterson & others by which report yo^r pet^r hath been uery much defamed and blemished in his Credite Now soe it is that yo^r pet^r being found [p. 161] Guiltless humbly Craueth of this worsp^{ll} Court redresse against the said Cartwright for the s^d defamacon according as this worsp^{ll} Court shall adidge wth Cost of suite and yo^r pet^r as in duty bound shall pray &c.

The deposition of Thomas Paggett aged 25 or thereabouts sworne sayth—

That Demetrius Cartwright Coming to my howse I asked who he thought stole the Goods, & discribing a man to mee I asked if it was Thomas Hooton and hee answered it was the same & further saith not

The deposition of Richard ffountaine aged 30 or thereabouts sworne saith—

That I went to Demetrius Cartwright and asked him if he would tell mee who stole the Goods out of my howse and hee told mee Thomas Hooton stole the Goods and bad me tell him it was his best way to bring the Goods to sight or else he would Cause him to be laid in the sherriffs handes and further saith not

The deposition of Jasper Allen aged 24 or thereabouts sworne saith

That being att the howse of Thomas Paggetts wth Richard ffountaine Demetrius Cartwright came in and asked Richard ffountaine if he heard any thinge of the Goods and fountaine said yes but not of the party yo^w told mee on, but of another Boy then Cartwright said that they were Conueyed to him and further sayth not

True Copie John Turuile C^lke

Demetrius Cartwright }
Vppon the appeale } p^lt: } The said Thomas Hooton not ap-
Thomas Hooton defendant } } pearing, the said Cartwright desires
a dismission from the Cause and
accōn wth Cost of suite, Which by the Board was allow'd.

Demetrius Cartwrights bill of Charge against Thomas Hooton— [p. 162]

Att the Prouinciall Court 6 dayes.....	180 th tob:
for Attorneys fees	60
To the Clarke of the Court here.....	80

Ordered 320

Liber F F To The Right Honn^{ble} the Gouverno^r And Councill

The humble petⁿ of Dem: Cartwright Sheweth

That whereas Luke Bromall was by Order of the County Court the 20th day of June last past, Ordered to Remaine dwell & abide wth yo^r pet^r as his Guardian together wth his Brother Richard Bromall, Now soe it is that the said Court p^{re} an uertue of an Order bearing date the 24th Aug^o last past, hath Ordered the Orphants that they shall be under the Guardianship of John Stanesby Chirurgeon and the orphants being thereunto unwilling and hauing a desire that both there Estates and p^{er}sons may be under the Guardianship Charge managem^t & tuition of yo^r pet^r especially the eldest by name Luke being of Capable age of Elec^{ti}on in that Case hauing unto yo^r pet^r addressed himselfe and made request that he would Vouchsafe the Guardianship and Charge aforesaid, hee therefore doth humble pray that this honn^{ble} Court will please to take the premisses into their serious Considera^{ti}ons and giue such further Judgm^t and determina^{ti}on uppon the s^d orphants desire and request as may be sutable to law in that Case, And yo^r pet^r shall euer pray &^c

[p. 163] Demetrius Cartwright p^{lt} } The foregoing petⁿ wth the Coppyes of
John Stanesby defendant } the Orders of the County Court entred
in fo: 159 being read It is Ordered That the Orphant Luke Bromall
doth remaine und^r the Guardianship of Demetrius Cartwright and
the Estate remaine where it is according to those two foresaid Orders
of the said County Court of Caluert

John Stanesby prefers his Bill of Charge being for 300^{lb} tobacco,
which was Ordered to be paid out the said Orphants Estate

The Court adjournes till tomorrow morning 9 of the Clocke

All mett as yesterday being the 4th day of January

To the Hon^{ble} the Gouverno^r & Councill of the Prouince of Maryland

The humble petⁿ of Isaack Bedlow The Attorney of Dauid Ander-
son Humbly sheweth

That whereas Henry Hudson obteyned a Judgm^t in the Prouin^{all}
Court held att S^t Marys on the 13th day of October 1665 ags^t yo^r
pet^r for a uessell & 1780^{lb} tob: for Cost of suite, in which proceed-
ings in the record processe and rendring of the said Judgm^t there is
manifest and apparant error whereby yo^r pet^r is greatly injured, Yo^r
pet^r therefore prayeth your Honno^{rs} to grant him liberty to Assigne
Errors in this next Assembly and that yo^r Honno^r would please to
appoint a certayne time for the hearing correcting and determining
the said Errors in this next Assembly and that a supersedeas may be
granted to stay all Execu^{ti}ons suits and proceedings ag^t yo^r pet^r for
or Concerning the said Judgm^t till the said Errors be heard and de-
termined, And that a scire facias may issue forth to cause the de-

fendant Hudson to come & appeare before your Honno^r and the Liber F F
 Assembly att a Certaine day, then & there to stand to & abide such [p. 164]
 Order and determinaçon therein as shall be found to be agreable to
 Equity & Justice And yo^r shall pray &c:

Fiat Justicia Charles Caluert

Cecilius &c: To the sherriffe of St Marys County Greeting &c:
 Whereas in the Record & process and also in the rendring Judgm^t
 of the plaint which in Our Prouin^{all} Court held the 13th Octob^r 1665,
 betweene Henry Hudson of this prouince plaintife and Dauid An-
 derson late of New England def^t as well of a Certaine ffriggott which
 the said Henry Hudson in our said Court recouered ags^t Dauid An-
 derson as of 1780^{lb} tob: which to the said Henry Hudson in the
 same Court were adjudged for Cost of suite, manifest Error hath
 interuened to the Greiuous damage of him the said Dauid Anderson
 as by the inspecçon of the Record and process thereupon which be-
 fore us lately for Cause of Error in the same to be Corrected we haue
 caused to com manifestly appeareth, Now on the behalfe of the said
 Dauid Anderson wee haue accepted that although the said Dauid
 Anderson did prosecute our writt for the error in the Record afore-
 said to be corrected and that the plea upon the said writt of Error
 remaineth undetermined, yet yo^w after the allowing the said writt
 of Error the said Dauid Anderson doe prosecute as wee are informed
 wee being willing in this behalfe to doe that which is Just and un-
 willing to Injure the said Dauid Anderson in th^e p^rmisses

To yo^w and yo^r Deputyes doe Coñmand that from Execuçon of the [p. 165]
 said Judgm^t yo^w forbear, the said Errors remaining undiscussed,
 as allsoe from any further prosecuçon or molestaçon of him the said
 Dauid Anderson by any maner of way for or by reason of the de-
 taining of the said ffriggott till the Errors abouesaid in Our Assen-
 bly to be held att St Marys the 8th of this Instant January shall be
 heard & determined And further that yo^w doe Cause the said Henry
 Hudson to make his p^rsonall appearance Before Vs & o^r Assembly on
 the said Eighth day of January then and there to abide what wee
 shall decree & Order in and Concerning the p^rmisses, Giuen att
 St Marys this second day of January in the 34th yeare of Our Do-
 minion ouer the said Prouince Annoq Domini 1665 Wittnes Our
 deare sonn & heire Charles Caluert Esq Our Leituenn^t of Our said
 Prouince of Maryland Charles Caluert

Henry Hudson plaintiffe }
 Isaack Bedlow & } def^t } This accõn superseded ut supra
 Thomas Nottley }

William Hollingworth p^t } The p^t hauing time till this Prouin^{all}
 W^m & Hannah Price def^{ts} } Court to put in his Replicaçon to the
 def^{ts} answeres to that Bill in Chancery preferr'd ags^t them by the

Liber FF plaintiffe Hannah Price being called to answer thereto replied she could say no more therein then what she declared in her Oath to the Bill in Chancery; being then showne a Bill under her hand for five hundred pounds of tobacco payable to William Cole and from him assigned to the said William Hollingworth and being demanded if that Bill was euer satisfi'd she answered Noe that was a Just debt

Whereupon Ordered her acknowledgement should of the said Bill bee Entred—which said Bill is as followeth (uizt)

[p. 166] This Bill bindeth mee Hannah Lee mee my heires Executors Administrators or Assignes to pay or Cause to be paid unto Will^m Cole his heires or Assignes the full & Just sume of five hundred pounds of good sound merchantable leafe tobacco & Caske to be paid upon all demands in S^t Marys County as wittnes my hand this 22th day of September Anno 1663

interlined before Assigned

Hannah H Lee

Witnes at p^sent

The

John Vanheeck

und^rwritten thus

Sworne in Open Court the 2^d March 1664 by John Vanheeck that the-abouesaid specialty was by the said Hannah Lee deliuered as her Act and deed and in his p^sence by her assigned

Daniel Jenifer C^lke

Then followes thus

Mistris Lee pay to the bearer hereof William Hollingworth the Contents of this Bill from

Yo^r freinde

Testes John Vanheeck

W^m WC Cole

his marke

then againe

Receiued of W^m Hollingworth uppon this bill the sume of ffive hundred pounds of tobacco I say rec^d th^e Contents of this bill by mee this 14th day of January 1665.

W^m WC Cole

The said William Hollingworth was then Ordered to deliuer in his accompt and sweare thereto which is as followeth (uizt)

This 7th Day of December 1663

M^{rs} Hannah Lee is Debt^r

	lb tob :
For the remaind ^r of her Bill.....	2298
For 30 th of fflower att 2 th p pound.....	60
For 6 dowzin of pipes.....	20
For 1 gallon of wine.....	32

2410

Verte
[p. 167]

P Contra Credito^r

This 19th Decemb^r 1663

For 4 h^{ds} weighing net

deliuered to Andrew Woodbury }

lb tob :

1375

Brought ouer from the other side.....	th to:	Liber F F
Credito ^r	2410	
	1375	
	1035	
For a Bill of W ^m Cole.....	500	

Rest due..... 1535
 Errors Excepted by mee
 W^m Hollingworth

Sworne unto in Open Court by William Hollingworth to be a
 true & Just accompt this 4th day of January 1665

Daniel Jenifer C^lke

Then was deliuered into Court the bare Complaint of Thomas
 Sprigg ags^t Reymond Staplefort the writt thereon being return'd
 not Executed, the p^lt^s attorney demands from the def^t an acknowl-
 edgm^t in open Court for his fault Comitted but by hime denyed
 whereupon the said Sprigg is left to seeke his remedy ags^t the said
 Staplefort

Paull Marsh p^lt }
 Pope Aluey defend^t } Compounded as by both partys confest &^c:

Henry Hare p^lt }
 Jona: Sibrey def^t } Respited till the last day of the Court

William Smyth p^lt }
 Samuell Reape def^t } Respited till tomorrow morning

Henry Cowsrey p^lt } No returne made of the writt if executed or
 Godfrey Bayley def^t } not, and the Court Considering the hard
 weather may Occasione theire hinderance of Coming downe the Bay
 it is Ordered a new writt doe issue to arrest the defend^t to the next
 Prouinciall Court

Then came Thomas Nottley & John MoreCrof and preferss this [p. 168]
 ensuing petition as the Attorneys of M^r Thomas Gerrard
 To the hon^{ble} Charles Caluert Esq^r Leiutenn^t Generall and Gouverno^r
 and the Rest of the Councill

The humble petition of Thomas Gerrard sheweth

That whereas yo^r pet^r acknowledged a Recognizance before the
 Lord Proprietary of this Prouince of One thowsand pounds sterling
 with a defezance thereuppon to Abel Snow who assigned the same
 to Idith Snow who assigned to Marmaduke Snow who issued out a
 scire facias thereuppon and att a Prouinciall Court the sixth day of
 October 1664 had Order to haue Execucon thereuppon for One

Liber F F thowsand pounds sterling, whereupon the s^d Marmaduke Snow sued out Execu^con by way of Leuari facias to leuy by way of Execu^con the said su^me of 1000th sterling which was accordingly executed upon your pet^{rs} Goods and Chattles to the uallue of Two hundred ninety nine pounds Eleauen shillings and three pence halfe penny the said Marmaduke making further Complaint to the Court that the sherriffe had leauyed but 299th: 11^s: 3^d ob: and not finding any more p^{er}sonall estate to perfect th^t Execu^con the Court passed further Ord^r the first of March 1664 that the lands of yo^r pet^r should be Extended and Appraysed unless yo^r pet^r did produce personall Estate to Compleate th^e remaind^r of the 1000th sterling whereupon an Extent issued out ags^t yo^r pet^{rs} lands and was by the sherriffe executed in which Ord^r Ex post facto and the proceedings to grant Extent the writt of Extent there is manifest Error as allsoe in the sherriffs returne of the Execu^con thereof verte

[p. 169] Yo^r pet^r humbly prayeth yo^r Honno^{rs} the premisses Considered to grant him Liberty to Assigne Errors in the next Assembly and to grant him a writt of Error that hee may thereby bee releiued against the illegall and Erroneous proceedings of the said Snow ags^t him And yo^r pet^r shall pray &c:

Vppon the suggestion of the foresaid petⁿ the said Thomas Gerrard is Granted by Ord^r of this Board to Assigne Errors, And put them fforthwith into this Court, to be determined next Assembly, Whereupon the said Attorneys wthdrew and a while after came & deliuered theire Errors into Court which are as followeth—(uizt)

Errors assigned by Thomas Gerrard upon the proceedings to the Execu^con ags^t him by Marmaduke Snow

- 1st The Order of Court ex post facto to haue an extent, after Snow had made his Elec^con to haue Execu^con by Leuari ffacias is Error
- 2 The Order of Court ex post facto is generall to haue Extent ags^t his lands whereas the Extent should be speciall ags^t the lands hee had att the time of the acknowledging the Recognizance is Error
- 3 The writt of Extent uaryeth from the Ord^r being misrecited in the writt the Order being the Ground of the writt it ought not to uary from the Order but agree therwith in forme and in terminis is Error.

[p. 170] 4 The returne of the sherriffe of the Execu^con of the Extent is defectiue in a materiall poynt for it doth not Express that the Extent was by the Oath of twelue men it not men^toning that they were sworne

Then Came M^{rs} Mary Bateman into Court and acknowledgeth Judgm^t unto M^r Thomas Nottley for the su^me of Eight hundred and sixty pounds of tobaccoc—

William Smyth plaintiffe }
Reymond Staplefort def^t }

Liber F F

To the hon^{ble} the Gouverno^r & Councell of Maryland

Sheweth that the said Staplefort is indebted to the p^{lt}: in the sume of Three Thowsand Eighte hundred pounds of tob: & Caske for accomodacons allready receiued which sume the said Staplefort refuseth to pay and therefore the p^{lt} bringeth his acc^{on} and prayeth Order of this Hon^{ble} Court for his said debt wth Cost of suite and he shall pray &^c

The p^{lt} prouing his debt the def^t hauing nothing materiall Against th^e same to alleadge, It is Ordered that W^m Smyth haue Judgm^t ags^t Reymond Staplefort for Three Thowsand Eighte hundred pounds of tobaccoe and Caske wth Cost of suite

Marmaduke Snow p^{lt} } The p^{lt} alleadging that his Attorney Doct^r [p. 171]
John ffoxhall defend^t } Luke Barbier is Absent, and left destitute of any p^rson to plead his Cause, whereuppon it is Ordered that 2 p^rsons be appointed to Audite all accompts betweene both partyes and make theire report thereof att the next Prouin^{all} Court, & further that a Com^{con} be sent M^r Robert Slye and M^r Thomas Nottley for that purpose as followeth

Cecilius &^c: Whereas there are seuerall Causes depending betweene Marmaduke Snow p^{lt}: and John Foxhall def^t: upon Accompt and for as much as the said partyes hath desired the said differences to be put to 2 Auditors by Vs appointed in Prouin^{all} Court, Wee doe therefore hereby will & require yo^w Rob^t Slye and Thomas Nottley Gen^t: that on the tenth day of this instant month of January att some place by the s^d partyes appointed, yo^w dilligently ueiwing all papers whatsoeuer that shall be brought before yo^w Concerning the Bussiness aforesaid yo^w send a Report thereof und^r yo^r hands & seales To the next Prouin^{all} Court held att S^t Marys on the third day of Aprill next ensuing the date hereof, And doe hereby further appoint and Authorize yo^w to Examine upon Oath & take depositiones of such persons that cann giue Euidence in Rela^{on} to the p^rmisses aforesaid, Giuen att S^t Marys und^r the lesser seale of this Prouince of Maryland this 6th day of January in th^e 34th yeare of Our Dominion ouer th^e s^d prouince annoq³ Dom: 1665 wittnes our deare Bro: Ph: Caluert Esq³ our deputy leiuten^t & Chancell^r of o^r s^d prouince of Maryland

Signed Philip Caluert

To the Rig^t Hon^{ble} the Gouverno^r & Councell of the Prouince of [p. 172]
Maryland

The humble petⁿ of Abra: Rowse Sheweth

That whereas yo^r pet^r did bring Certaine Goods and Clothes to the howse of William Hempsted, and yo^r pet^r hauing Occasione for

Liber F F the abouesaid Clothes and goods to the uallue of foure thowsand and four hundred pounds of tobacco yo^r pet^r hauing demanded them of the abouesaid Hempsted he the s^d Hempsted detaineth them and refuseth to deliuer them unto yo^r pet^r as he shall make appeare

Wherefore yo^r pet^r humbly Craueth Ord^r of this Hon^{ble} Court for four thowsand four hundred and odd pounds of tobacco or his Goods & Clothes aboues^d wth Cost & Charge of Suite And he shall pray &^c

Abraham Rowse

Abraham Rowse p^{lt} } The def^t put's in his answe—(uizt) The W^m Hempsted def^t } def^t saith for his plea, that for the great uncertainty in the declaracō as to the detainer the writt ought to abate and thereupon prayeth the Judgment of this Court—Whereupon time granted till next Prouinciall Court to put in a reply

Then Came M^{rs} Mary Bateman into Court and acknowledgeth Judgm^t unto Docter Luke Barbier for the sume of ffowre hundred pounds of tobacco

[p. 173] The Court adjourns untill nine of the Clock tomorrow morning
All mett as yesterday, this being the 5th of January 1665

Then W^m Caluert Esq[;] puts into Court his informaō Concerning the Vessell Hopewell of Kingsaile in Ireland for trading & transporting Goods Contrary to the Act of Parliament w^{ch} was read

John Gilson the master thereof desires time untill his Attorney Cap^t Thomas Mannyng Comes of from the Jury, w^{ch} was Granted

W^m Smyth plaintiffe } Compounded—The Condiō betweene the s^d Sam^e Reape defend^t } partyes was in Open Court proued by Thomas Dent & Henry Hyde the wittnesses thereto, and wthall it was proued by the Oath of Tho: Bennitt That the p^{lt} did deliuer unto the def^t the tarr & nayles exprest in the s^d Condiō

Then Came M^{rs} Mary Bateman into Court and acknowledgeth Judgm^t unto M^r Isaack Bedloe for the sume of Two thowsand ffowre hundred and twenty pounds of tob: uppon Bill

Marmaduke Snow Came into Court and acknowledged that he doth & shall take notice of the scire facias uppon the writt of Error now granted in Court to Thomas Gerrard wthout any further warning or notice to be giuen him by any Instrum^t whatsoever, for his appearance on the first day of th^e next Assembly

[p. 174] Henry Haire plaintiffe } The def^t not appearing and the Court Con-Jonathan Sibrey def^t } sidering the hardness of weather for Boates to Come from Kent, it is Ordered that this Cause be Respited untill next Prouin^{all} Court

W^m Leeds Plaintiffe }
Henry Clay defend^t } Ordered ut supra

Liber F F

Thomas Gerrard p^{lt} : } Thomas Nottley the p^{lt}^s Attorney desires an
Richard ffooster def^t } imparleance untill next Prouinciall Court The
p^{lt} himselfe not being p^rsent who hath all writeings wth him, and
him the said Nottley somewhat a stranger in the said Cause, which
imparleance is by the Board allowed

To the hon^{ble} Gouverno^r & Councell

The humble petⁿ of Jn^o Bayley Sheweth

That whereas yo^r pet^r landed into his howse in the month of
October 1664 sundry sortes of Goods out of the Hopewell whereof
John Sunderland was mast^r which Goods were Consigned to Cap^t
James Neale by John Joyliffe of Boston as by bill of lading & In-
uoyce may appeare to the uallue of Two hundred seauenty three
pounds seauen shift sterling, and the said Goods which by reason
of the said uessel went not to Potomack, where expecting onely for
an oppertunity to be sent unto the s^d Neale But soe it is that on the
12th day of ffebruarye Ensueing whilst yo^r pet^r was absent from
home Reymond Staplefort Entred into yo^r pet^{rs} Chamber as Eui-
dently before this Hon^{ble} Court hath been made appeared, and there
did rip up & break open 3 great packs of the said Goods and them
did fraudently beare away to the uallue of Two hundred and nine
pounds fourteene shillings and 3 pence sterling, & did hide them in
seuerall places of his owne roome the which Goods or the most part
of them are still in the sherriffs handes, through which Occasion yo^r
pet^r hath been uery much dampnified both in the Goods and want
of sale thereof as Clearely may appeare—

Therefore yo^r pet^r Craueth Ord^r for the Returne of the said Goods
Clear of Charges from the sherriffe, that he may send them to the
abouesaid Neale according to Consignaçon and yo^r pet^r as in duty
bounde shall pray &c:

Reymond Staplefort making his appearance in Court and after
some disputes inter him & the petitioner Concerning each Claime
to and propriety in the said Goods mençoned in the foregoing petⁿ
it is Considered by the Board that the s^d Goods were onely in the
Custody of the said Bayley when first deliuered on shore, and the
said Staplefort not producing any papers or Orders Authentick for
the making good his Claime to the said Goods

It is therefore Ordered that John Bayley the pet^r haue those Goods
according to the prayer of his petⁿ now in the possession of Charles
Brook gen^t: High sherriffe of Caluert County deliuered him by the

Liber F F said sherriffe upon sight of this Order, Hee the said Bayley satisfying all sherriffs & Clarks fees whatsoeuer to this day that hath
 uerte accrued or Occationed by th^e s^d Stapleforts detaining such Goods
 [p. 176] from th^e pet^r As allsoe by the said sherriffs seizing them into Custody for the use and upon the said Bayleys Request by warr^t from the Leiutenn^t Generall

Then Came W^m Caluert Esq his Lordsps Attorney and desires his informaçon may be read w^{ch} hee putteth into Court ags^t the shipe or Vessel Hopewell of King saile in Ireland w^{ch} is as followeth—

To the Hon^{ble} the Gouverno^r & Councill

Memorandum that William Caluert Esq Attorney Generall for the Rig^t Hon^{ble} the Lord Prop^r who as well for the said Lord Proprietary as for the Hon^{ble} Charles Caluert Esq Leiut^{nt} Generall & cheife Gouverno^r of this Prouince as for himselfe followeth. Comes into Court of the said Lord Prop^r before the Gouverno^r & Councill the fifth day of January one thowsand six hundred sixty ffue in his proper person and as well for the Lord Prop^r as for the said Charles Caluert Esq Gouverno^r of Maryland as alsoe for himselfe giues the Court afores^d here to understand, That whereas a Certaine Act of Parliament of King Charles the second that now is begunn att Westminster the eighth of May one thowsand six hundred sixty one in the thireteenth yeare of his Raigne and theire Continued till the nineteenth of May in the foureteenth yeare of his Ma^{ties} Raigne and thence Prorogued to the Eighteenth of ffebruary then next following and there Continued till the seauen and twentyth of July in the fifteenth yeare of his Ma^{ties} Raigne and then Prorogued to the sixteenth of March then next following It stands Enacted by the
 [p. 177] Authority of the said Parliam^t, That from and after The fve & twentyth day of March One thowsand six hundred sixty ffoure Noe Comodity of th^e Growth producōn or manufacture of Europe shall bee imported into any land Island plantaçon Colony Territory or place to his mat^y belonging or which shall belong hereafter unto or be in the possession of his majesty his heires & successors in Asia Africa or America (Tangier only excepted) but what shall be bona fide & wthout fraud laden & shipped in England Wales or the towne of Berwick uppon Tweede & in English built shippinge or which were bona fide bought before the first day of October One thowsand six hundred sixty & two and had such Certificate thereof as is directed in one Act passed the last sessions of this p^sent Parliam^t Entituled an Act for preuenting Frauds & regulating abuses in his Mat^{ies} Customs, & whereof the mast^r & three fourths of the marriners att least are English and which shall be carryed directly thence to the said lands Islands plantaçons Colonies Territoryes or places & from no other place or places w^tsoeuer any law statute or Vsage to the Con-

trary notwithstanding under the penalty of the loss of all such Commodities of the Growth produccon or manufacture of Europe as shall be imported into any of them from any other place whatsoever by land or water and if by water of the shipe or uessel also in which they were imported wth all her Gunns Tackle furniture Ammunition and Apparell one third to his ma^{ty} his heires and successors one third to the Gouverno^r of such land Island plantacon Colony Territory or place into which such Goods were imported if the said ship uessel or Goods be there seized or informed against and sued for, [p. 178] or Otherwise the third part allsoe to his Majesty his heires and successors and the other third part to him or them who shall seize informe or sue for the same in any of his Ma^{ties} Courts in such of the said lands Islands Colonies Plantacons Territoryes or places where the Offence was Committed or in any Court of Record in England by bill Informacon plaint or other accon wherein no Essoign Protection or wager in law shall be allowed

Yet John Gilson Mast^r of the ship called the Hopewell of King saile and Isaack Draper Merchant uery little weighing the Act of Parliam^t aforesaid nor in any manner fearing the forfeitures in the said Act conteyned after the publishing the said Act and before the day of Exhibiting of this Informacon did Contrary to the said Act import into this Prouince in his said uessel called the Hopewell of Kingsaile certaine Goods of the Growth produccon & manufacture of Europe whereby the aforesaid John Gilson hath forfeited his said uessel wth all her Goods Ammunition tackle furniture & Apparell as by the said Act may more at large appeare

Whereupon the said W^m Caluert who followes as well for the Rig^t Hon^{ble} the Lord Proprietary as for the said Charles Caluert Esq^r Gouverno^r of this prouince prayes th^e Aduisem^t of the Court of the p^rmisses & that the said William Caluert may haue the third part of the said uessel Gunns tackle furniture and apparell forfeited as aforesaid according to the forme and Effect of the Act aforesaid as allsoe that the aforesaid John Gilson and Isaack Draper may Come here into Court and Answere the p^rmisses

By uertue of a summons from the Hon^{ble} the Leiutenn^t Gen^{ll} for [p. 179] John Gilson and Isaack Draper personally to appear att this Prouin^{all} Court this present day then & there to Answere the p^rmisses, uppon which, appearance being made The said Act of Parliament was read, as allsoe an Inuenty of Goods imported by the said Gilson and Draper, which by them was formerly (and since their arriual in the Prouince) deliuered unto the Gouverno^r Which Inuenty is as followeth

Inuoyce of Goods laden in Comp^t wth M^r Thomas Gookin M^r John Sunbery and M^r John Mountfort on board the Hopewell of King-saile John Gilson master for Maryland wth Cost & Charges fofft:

Liber F F

Kingsale 29th August 1665.

To 2 tunn & ½ of brandy cost.....	73: 10: 0
To 100 hatts att 2 ^s 6 ^d	12: 10: 0
To 14 doz: of shoes att 32 ^s	22: 8: 0
To 40 barrills of malt at 12 ^s	24: 0: 0
To 59 yds of gray serge at 2 ^s 6 ^d	7: 7: 6
To 25 yds & ½ of red serge att 2 ^s 8 ^d	3: 8: 0
To 94 bundles of grey frize at 6 ^d	4: 17: 0
To one dowzin & ½ of thread.....	2: 5: 0
To 91 ā Canuan at 14 ^d	5: 6: 2
To 93 ā of ditto of 12 ^d	4: 13: 0
To ½ a hundred of Caines at.....	3: 0: 0
To 2 doz: of neckclothes att 12 ^d	1: 4: 0
To 10½ yds of buckrom att.....	0: 15: 0
To 11 gross thread & haire buttons.....	1: 2: 0
To one gross & ½ Coate buttons & Cloake at.....	1: 7: 0
To 11 douzin hatt bands.....	1: 2: 6
To a parcell of Eartherne ware.....	3: 10: 0
To 1 boult Canuas 88 ā at 12 ^d	4: 8: 0
To 53 yds ¾ of baies at 18 ^d	4: 0: 7½
To 1 ps of callaco lawne.....	3: 0: 0
To 53 bundles of linnin att 3 ^d	0: 13: 3
To duty paid w th boatadge & porteridge of the aboue perticulers in Kingsale	3: 18: 0
To 20 dowzin of stockins att 10 ^s	10: 0: 0

 198: 5: 0½

[p. 180]

Whereuppon Came as well the said William Caluert who followes as well for the Rig^t Hon^{ble} the Lord Proprietary as the said Charles Caluert Esq^r Leiuenn^t Generall & Cheife Gouverno^r of this Prouince, as allsoe for himselfe, As the said John Gilson & Isaack Draper By Cap^t Tho: Mannynge theire Attorney who saith that the said John Gilson & Isaack Draper are not Guilty of breach of the said Act of Parliam^t in manner & forme as the said William Caluert who followes as well for the Rig^t Hon^{ble} the Lord Proprietary as the said Charles Caluert Esq^r Leiuenn^t Generall and Cheife Gouverno^r of this prouince as Allsoe for himselfe hath Complained ags^t them, And further pleaded that the said Act of Parliam^t was repeal'd and that they the said John Gilson and Isaack Draper had Lycence from the Kings Ma^{ties} Officers to transport the said Vessell & Goods into this Prouince But they the said Jn^o Gilson and Isaack Draper not making it appeare to the Court that the said Act of Parliam^t is repealed or that they the s^d John Gillson and Isaack Draper had any Lycence Certificate or Cocquetts from his Ma^{ties} Officer or officers to transport the said Vessell & Goods into this Prouince as they the said Jn^o Gilson and Isaack Draper haue alleadged

Therefore it is adjudged by the Court that the said Vessell and all Goods in her imported of the Growth produccon or manufacture of Europe, are by the said Act of Parliament forfeited According as the said William Caluert who followes as well for the said Lord Proprietary his Leiuenn^t Generall as allsoe for himselfe hath afore declared, And therefore doe Adjudge the said Vessell and Goods as aforesaid, to be forfeited to the said Lord Propriet^r & the said Charles Caluert Esq[;] Leiuenn^t Generall & Cheife Gouverno^r of the s^d prouince And that a third part thereof is due to the said William Caluert who followes as well for the said Lord Prop^r as the said Charles Caluert Esq[;] Leiuenn^t Generall and Cheife Gouverno^r of the s^d Prouince of Maryland as for himselfe [p. 181]

And that Execucon doe issue forthwth ags^t the said Vessell & goods wth Cost of suite To be deliuered to the said L^d Proprietor and the said Charles Caluert Esq[;] Leiuenn^t Generall of this Prouince of Maryland and the said William Caluert Esq[;] who followes as well for the said L^d Propriet^r and the said Leiuenn^t Generall as for himselfe, As the said W^m Caluert Esq[;] hath prayed—

To the hon^{ble} the Gouverno^r & Councell of the Prouince of Maryland

The humble petⁿ of Mary Bateman sheweth

That whereas yo^r pet^r being Executrix of John Bateman (her late deceased husband) to whome Administracon was Committed yo^r pet^r is ready to giue an accompt in such wayes & Order as this hon^{ble} Court shall think fitt &^c

Ordered that Thomas Truman John MoreCroft Thomas Nottley and Thomas Mannyng or any two of them doe Audite the pet^{rs} accompts, and make theire Report thereof to the next Prouinciall Court held the 3^d day of Aprill next

To the Hon^{ble} the Gouverno^r & Councell

Sheweth & Informeth yo^r Honno^{rs} William Caluert Esq[;] Attorney Generall of the Rig^t Hon^{ble} Cecilius Lord & Prop^r of this prouince that whereas his Lordsh^p is seized in fee of a Certaine freehold containing two hundred acres lying and being in S^t Jeromes in the tenure and Occupacon of Thomas Hooker and Patience his wife bounding &^c: which were late the lands of Francis Martin dec^d an alien and borne out of the Allegiance of Our Soueraigne the King which foresaid freehold wth the appurtenances is scituate in S^t Marys County Neuertheless the said Thomas Hooker and Patience his wife wthout title haue unlawfully intruded entred into and upon the foresaid ffreehold the yssues & proffitts thereof yearly coming and renewing from the tenth day of Decemb^r in the year 1660 untill the day of the date of Exhibiting this informacon haue & doe receiue &

[p. 182]

Liber F F take to theire owne proper use and behoofe and yet doe wthout paying any thing yearlye to his lordsh^p for the same to the disherison of his lordsh^p in the p^rmisses

Therefore his lōps said Attorney Generall prayeth the Considera^ōn of this Court in the premisses and that the said Thomas Hooker & Patience his wife may answer the p^rmisses and shew by what right or title they hold the same; and for that purpose to award his lōps writt of subpœna unto them to be directed, Comanding them and either of them to be & appeare before yo^r Honn^{rs} in the Prouin^{all} Court att a day Certaine then and there to answere and be ordered in the p^rmisses as to yo^r Honno^{rs} upon heareing of the Cause shall seem meet

[p. 183] Ordered upon the foregoing informa^ōn that Sunnmons Issue to warne the said Thomas Hooker and Patience his wife, That they make theire p^rsonall appearance the Court Prouin^{all} Court to answere what shall be Objected ags^t them on behalfe of the Lord proprietary in and Concerning the said parcell of land

Philip Holleger p^{lt} } Ordered last Prouin^{all} Court that the def^t
James Southerd def^t } should att this Prouin^{all} Court appeare, and giue in an accompt of the Estate of Jeremiah Hasling during the time he hath been in possession thereof to be deliuered (according to Ord^r of Court) to the heire of the said Jeremiah Hasling now wife to the p^{lt}: yet Neuertheless the said James Southard hath not appeared neither giuen any accompt of the said Estate

Ordered this Cause be againe respited till next Prouin^{all} Court, and in Case the said Southard doe not then appeare, and perfect the said Order of Court, past the 12th of October last, then the p^{lt}: to be repossessed of the said Estate on behalfe of his said wife by an Order of this Court wthout further delay

Came Cap^t Thomas Mannyng and acknowledged in Open Court this ensueing letter of Attorney to Henry Hare as his Act and deed—(Vizt)

Know all men by these p^rsents that I Thomas Mannyng of the Clifts in Caluert County haue nominated Constituted and appoynted my Trusty freinde Henry Hare my true and lawfull Attorney for me and in my name to aske sue for leuy require Recouer and receiue of M^r W^m Britton One thowsand ffue hundred twenty six pounds of tobacco and Caske now due unto me, Giuing & Granting unto my
[p. 184] said Attorney my full power strength and Authority Irreuocably In and about the p^rmisses and upon the Receipt of the said debt acquittances or other discharges for me or in my name to make seale and deliuer, And I doe hereby further Authorize my said Attorney to

acknowledge a deed of sayle of two hundred acres of land lying in Liber F F
great Choptanck & sould by me to M^r Thomas Mountford Ratifying
and Confirming w^hsoever my said Attorney shall doe in the p^rmisses
as if I were p^rsonally p^rsent, In wittnes whereof I haue hereunto sett
my hand and seale this 23^d Decemb^r 1665 Thomas Mannyng
Wittnes seale

the marke **M** of Henry
Mitchell

Att a Court held att Newtowne for the County of S^t Marys the
first Tuesday in Nouemb^r 1665

Co ^{ll} W ^m Euans Esq ^r Councello ^r	} Com ^{rs}
M ^r Thomas Dent	
M ^r Luke Gardner	
M ^r W ^m Bretton	
M ^r Nic ^o Young	

Leut^t Co^{ll} Jn^o Jarboe
Cap^t W^m Boarman
M^r Randolph Hanson
M^r W^m Rosewell

The Attorney Generall informes the Court

Against Thomas Bennitt Carpent^r for hoggs stealing humbly re-
questing the Court that the said Thomas put in security (the Co^r
taking Cognizance of the same) to answere the Accōn in the behalfe
of the L^d propriet^r att the next Prouin^{all} Court & Samuell Reap
informer giue bond to prosecute

Ordered that the said Thomas Bennitt giue in security to the sher- [p. 183]
riffe to appeare att the next Prouin^{all} Court to answere the said Com-
plaint and Samuell Reap giue Bond to prosecute

Vera Copia Walter Hall Cl^{ke}

Ordered uppon the foregoing Order that the said Bennitt doe put
in Bond wth security to appeare the next Prouin^{all} Court to answere
what shall then be Objected ags^t him on behalfe of the Lord Prop^r

To the Hon^{ble} the Gouverno^r & Councell In Prouin^{all} Court Assembled

The humble petⁿ of Mi^{ch}: Pickering sheweth

That yo^r pet^r hath since his arriual into this Prouince being at
that time the full age of 18 yeares and upwards serued to One Rob^t
Henly of Charles County the full terme & time of ffiue yeares Com-
pleat & ended wthout any Indenture or being bound to the said Rob^t
by the County Court, In Considera^on whereof yo^r pet^r hath de-
manded from the said Rob^t Henly his ffreedome wth Clothes & Corne
according to the Custome of the Country but the said Rob^t Denyes
to giue the same to yo^r petitioner except two yeares longer seruice,
Yo^r pet^r therefore humbly prayes Releife herein and that this hon^{ble}
Board will be pleased to Order him his ffreedome wth Corne &
Clothes, According to the Act of Assembly in that case p^rouided,
And as in duty shall pray &^c:

Liber F F The s^d Robert Hendley being not p^rsent in Co^rt to defend himselfe herein it is therefore Ordered by the Gouverno^r & Councell that the Comm^{rs} of the County Court next held in Charles County doe take the pet^{rs} Complaint into theire Considera^ons and grant him releife therein according to the merritts & deserts thereof

[p. 186] To the Hon^{ble} the Gouverno^r & Councell of the Prouince of Maryland
The humble petⁿ of Hannah Price Sheweth

That through a long & hard durance of Imprisonm^t that necessary Clothing both of woollen and linnin apparell yo^r pet^r had is now worne out soe that yo^r pet^r is in great disstress of Releife herein

Yo^r pet^r therefore humbly prayes this Hon^{ble} Board to cause her to be brought to a speedy tryall whereby she may know her speedy determina^on; if a longer restraint yo^r Honno^{rs} would be pleased to make some Prouision for yo^r pet^{rs} necessity as to yo^r Honno^{rs} Graue Wisdomes shall seem meet And yo^r pet^r (as in duty bound) shall pray &c:

Ordered that the sherriffe of Charles County doe forthwth Leauy by way of Execu^on (by uertue of this Ord^r) soe much out of the Estate of William Price the pet^{rs} husband as shall purchase or procure sufficient Cloathing and other apparell wth what else that shall be fitting and necessary for the said Hannah Price during her restraint or imprisonm^t

Ordered that Cap^t Luke Gardner be satisfysed for 3 dayes in going & coming to this Prouincia^l Court as allsoe for attendance by M^r Tho: Nottley in Causo inter ditto Nottley and Haywood, in all 90th tobaccoe

[p. 187] This Indenture made the second day of Jaⁿ: 1665 Between Samuell Reape of Brittons Bay in the County of S^t Marys shipwright on the one party and Peter Mills of the same place and Carpenter on th^e other party Wittneseth that the said Samuell Reape hath for the sume of Eight thowsand pounds of tobaccoe & Caske to him in hand paid before the signing and sealing of these p^rsents hath giuen granted Confirmed remised released Bargained sould assigned & for euer sett ouer unto the said Peter Mills his heires or Assignes a parcell of land lying scituated & being upon Bennitts Creeke in Brittons Bay in the County of S^t Marys aforesaid formerly in the tenure & Occupation of W^m Whittle & from the s^d Whittle assigned to W^m Young and from the said Young assigned to Thomas Bennitt & from the said Bennitt assigned to the aforesaid Samuell Reape Together with all howses Orchards Gardens messuages & tenements and all other emoluments and heriditaments belonging or in any wise appertayning to the said land being by Estema^on ffifty acres or thereabouts

To haue & to hould the said land & all other th^e p^rmisses hereby granted bargained or sould unto him the said Peter Mills his heires or Assignes for Euer And the said Samuell Reape for himselfe his heires Executo^{rs} and Administrato^{rs} the said fifty acres of land wth the appurtenances unto the s^d Peter Mills his heires or Assignes against the said Reap his heires or Assignes and ags^t all other persons or p^rsons whatsoeuer att all times hereafter shall & will warrant and euer defend by these p^rsents And the said Peter Mills his heires & Assignes and euery of them shall and may by force and uertue of these p^rsents from time to time and att all times hereafter for euer lawfully peaceably & quietly haue hold use occupy & enjoy the afores^d fifty acres of land and all the before granted premisses & haue and receiue the issues & proffitts thereof to his and their use & behoofe for euer wthout the lawfull let suite trouble hinderance denyall molestacō or interruption of him the said Samuell Reap his heires Executors Administrato^{rs} or Assignes for euer In wittnes whereof the said Samuell Reape to this p^rsent Indenture hath hereunto put his hand and seale the day and yeare first aboue written

[p. 188]

Signed sealed & deliuered

Samuell Reape seale

in the p^rsence of

Walter Pake John Stansby

Came Samuell Reape into Court and acknowledged the foregoing Conueyance as his Act & deed this 5th day of January 1665

Daniel Jenifer Ctk

This Indenture made the 9th day of December anno domini 1665 betwene John Halfhead of Caluert County in the Prouince of Maryland plant^r of the One part and Barnaby & Joseph Edloe of the said County plant^{rs} of the other party Wittneseth that the said Barnaby and Joseph Edloe as well for and in Consideracō of the quantity of three thowsand pounds of tobacco & Caske to them in hand paid before the Ensealing and deliuey hereof by the said John Halfheade whereof and wherewth the said Barnaby and Joseph Edloe doth acknowledge themselues fully sattisfyed contented and paid and thereof & of euery part and parcell thereof doth acquitt & discharge the said John Halfhead his heires Executo^{rs} and Administrato^{rs} and euery of them by these p^rsents as alsoe for diuers other good causes and Consideracōns them hereunto mouing haue granted Bargained and sold assigned sett ouer and Confirmed and by these p^rsents doe fully Clearly & absolutely grant Bargaine sell Assigne sett ouer and Confirme unto the said John Halfhead his heires Executo^{rs} Administrators and Assignes that hundred acres of land scituate lying and being in Caluert County aforemenōned adjoyning to the plantaōn of the said John Halfhead now in the tenure or occupaōn of the said Barnaby and Joseph Edloe & lately in the tenure or Occupaōn of Thomas Camphire of the same County all & singuler the said parcell

[p. 189]

Liber F F of land Together wth all and singuler the howses buildings structures or Edifices whatsoever thereunto belonging or appertayning Together wth the Orchards Gardens Pastures Feedings Comons, Comons of pastures Rainge for hoggs woods underwoods, water water Courses Fishings Fowlings wayes Easem^{ts} proffitts Comodities and heriditam^{ts} w^{ts}oeuer, unto the said parcell of land belonging or in any manner appertayning, To haue and to hould the said parcell of land and all & singuler the p^rmisses before men^coned to be hereby Bargained and sold wth the appurtenances and euery part and parcell thereof whatsoever before named or recited unto the said John Halfhead his heires Executors Administrato^{rs} and Assignes for euer, and the said Barnaby and Joseph Edloe for themselues theire heires Executo^{rs} and Administrato^{rs} doe Couenant grant and agree to and wth the said John Halfhead his heires Executo^{rs} Administrato^{rs} & assignes and euery of them by these p^rsents, that hee the said John Halfhead his heires Executo^{rs} Adm^{rs} and Assignes shall and may lawfully peaceably and quietly haue hold occupie possess and enjoy all & singuler the premisses before by these p^rsents bargained and sold and euery part and parcell thereof wth euery the rights members and appurtenances wthout the lawfull let suite trouble Euixon Expulsion Interruption or demand of or by the s^d Barnaby or Joseph Edloe or of or by theire heires Executors or Administrato^{rs} or any or either of them or of or by any other person or persons lawfully Claiming by from or und^r them or any of them or theire or any of theire uses or by from or under their or any of their titles Estates

[p. 190] meanes or procurm^t as allsoe acquitted & discharged, or wthin Conuenient time after reasonable request made well & sufficiently saued and kept harmless of and from all and all manner of former and other Bargaines sailes Estates former Leases Dower Rights or titles of Dowers Joyntures uses Intayles wills rent charges Rent seruices arreareges of Rents Statutes Recognizances Judgments Execu^cons titles troubles Charges & demands whatsoever had made done Committed or wittingly or willingly suffered by the said Barnaby and Joseph Edloe theire or Assignes or any of them or of or by any other p^rson or p^rsons whatsoever lawfully claiming by from or under them or any of them or to their or either of their uses or by their or either of their titles estates meanes or procurments and the said Barnaby and Joseph Edlow for themselues theire heires Executors and Administrato^{rs} all & singuler the before bargained p^rmisses wth theire appurtenances and euery part & parcell thereof unto the said John Halfhead his heires Executo^{rs} Administ^{rs} and Assignes to the intent & meaning aforesaid shall & will warrant and for euer defend by these p^rsents the rents and seruices w^{ch} from henceforth from time to time for & in respect of the aforemen^coned p^rmisses hereby sold w^{ch} shall grow due and payable to the cheife Lords or Lords of the fee or fees thereof for or in respect of his or theire seignorie or

seignories onely excepted and foreprized In wittnes whereof the par- Liber F F
tyes first abouenamed haue to this p'sent Indenture Interchangeably
sett their handes and scales the day & yeare first aboue written

Signed sealed and deliuered	his	[p. 191]
together w th possession by	Barnaby X Edlowe	scale
Liury and seizon by Turffe and	marke	
twigg In the p'sence of	his	
John Powick	Joseph R Edlowe	
John 主 Wiseman	marke	
his marke		

Sworne in Open Court by Jn^o Wiseman One of the wittnesses to
the wthin mençoned Conueyance that before the decease of Barnaby
Edlowe the said Conueyance was by the said Barnaby in the said
Wisemans p'sence to John Halfhead deliuered as his Act & deed done
this 4th day of January 1665

Acknowledged in Open Court by Joseph Edloe to be his Act and
deed the day and yeare aboue written Daniel Jenifer Clke
John Powick sworne Idem Wiseman

Persons that sett up their names this Court

W^m Hollingworth on behalfe of Andrew Woodbery sues out his
quietus Est the s^d Woodbery being the Adm^r of Mor: Nicolls

John Harrington sues out for a Quietus Est as the Adm^r of Francis
Mogg. Neither of them underwritt

Nicolas Young on behalfe of John Sherm the Adm^r of Barthole-
mew Cad sues out for Quietus Est Not underwritt

There being noe more Bussiness depending this Court the Lei-
tenn^t Generall Adjourne the Court and appoints the next Court to
be held the first Twesday in Aprill next being the Third day thereof

Following the court proceedings in Liber BB is an isolated entry of earmarks,
in the handwriting of Daniel Jenifer, the provincial court clerk.

1666 March th^e xxiiith

Mary Lewis th^e wife of James Lewis of S^t Maries County desires
th^e eare m^{ke} of her Cattle & hoggs to be Recorded as followeth—vizt
Ouerkeeld by th^e Left Eare & und^rkeeld by th^e R^t Eare & a hole
through both Eares

Liber B B
[p. 525]

ST. MARY'S COUNTY LAND ENTRIES

SUPPLEMENTAL ENTRIES IN PROVINCIAL COURT LIBER B B

At the end of Liber BB of the provincial court proceedings are to be found some twenty-three pages of entries that seem to bear no relation to the court minutes which precede them. These entries appear to be copies of land papers filed for record in the local St. Mary's county court. The early records of St. Mary's County, since then, have been destroyed by fire. These land papers are penned in a hand similar to that used in certain provincial records of about ten years later. Despite the lack of any demonstrable connection between these records and the regular court minutes that occupy the earlier part of the liber, it has been thought proper to reproduce them in this volume, because of their evident historical value, referring in great part as they do to the important manor of St. Clement's, owned by Councillor Thomas Gerard of St. Mary's County.

At a Court held at New Towne for the County of S^t Maries the first day of december 1663—

Liber B B
[p. 526]

Present Philip Calvert Esq^r Chancell^r

M^r John Lawson } M^r Luke Gardner }
M^r William Bretton } M^r John Nuthall } Comish^{rs}

Command William Young and Sarah his Wife to hold Covenant with Thomas Bennitt for a Plantacon Orcharge & Houseing Lying in Brettons Bay being part of the Land Called Poplerneck Containing fifty acres Or therabouts, according to the Conveyance touching the s^d Land

Philip: Calvert

And the finall Concord is that the said Thomas Bennitt shall freely Quietly and peaceably Injoye the s^d fifty acres of Land according to the Conveyance bearing date the fourteenth day of October 1663 and being the Land of the s^d William Youngs to him the s^d Thomas Bennett his Heires or assignes for Ever

Walter Hall

The 14th of October 1663

Know all men by These presents that I William Young sould and made saile and doe by These presents sell make saile unto Thomas Bennitt of plantacon which I now Live upon for already in hand Received before the delivering of these presents & I the said William Young with the consent of my wife Sarah Young doe hereby bind Our selves and for us Our heires Executrix administrat^{rs} & assignes to make Good the sale of the s^d Land & Plantacon with th^e Orchard houseings & all conveniences & priviledges

Liber B B therunto belonging Only what Exception is made betwixt us from und^r hand writing at this present for my Conveniency, untill the time of my Removing from the s^d Land & Plantacon which is to after or at the finishing of the Next Cropp which shall happen in the Year of Our Lord 1664 and to acknowledge the s^d saile unto the said Thomas Bennitt his heires Execut^rs administrat^{rs} and assignes for Ever, at the next County Court, to be held for the County of St^t Maries & for the true performance of the promises I doe hereunto put my hand the day and yeare above written

Signed sealed & delivered

in th^e presence of John Camell

William Price

William Younge

Sarah Younge

her S Marke

[p. 527] At a Court held at Newtowne for the County Of St^t Maries the first Tuesday in March 1663 William Browne came into Court and acknowledged this following Conveyance unto John Readman

This Indenture made the first day of Januray in the Year of Our Lord God one Thousand six hundred sixty and three Between William Browne of Bretton's Bay in the County of St^t Maries of the one pte and John Reddman of Virginia on the other pte, Wittnesseth th^t the s^d William Browne for and in Consideracon of a considerable Quantity Of Tobacco to him in hand paide wherof and wherwith he doth acknowledge himselfe fully satisfied contented and paide hath Given granted confirmed Remised released Bargained sould assigned and for Ever sett over, and by These presents doe Give grant confirme Remise release Bargaine sell assigne and for Ever sett over unto the s^d John Reddman his heires or assignes all his Right Title and Interest of a mill scituated and being at the head of Bretton bay in the County Of St^t Maries afores^d & all the appurtenances therunto belonging & five hundred & fifty acres Land belonging to the s^d Brownes part of the mill which being due to the s^d Browne by an assignm^t bearing date in the thirtieth day of March 1661 Now Extant upon the Pattent of the s^d Land from John Meadly, To have and to hold the one halfe of the mill and the afores^d five hundred and fifty acres of Land, to him the s^d John Reddman his Heires or assignes for Ever wth warrant from the Just Claimes of any person or persons whatsoever In wittness whereof the s^d William Browne present Indenture hath sett his hand and seale the day & year first above written

Signed sealed & delivered

in the presence of us, Edward Clark

the marke of Henry Durant

The W marke of

William Browne

The seale

○

Thomas Bennitt came into Court and acknowledged this following Conveyance unto Robert Thomas/

This Indenture made the five and twenty day of January in the Year of our Lord God One Thousand six hundred and sixty three Between Thomas Bennitt of Brettons Bay in the County of St^t Maries Of the one part & Robert Thomas of the same place & county of the Other party, Wittneseth that the s^d Thomas Bennitt for and in Considera^on of the sume of One Thousand five hundred pounds of Tobacco & Caske to him in hand paid whereof & wherewith he doth acknowledge himselfe fully satisfied contented and payd, hath Given granted confirmed Remised released bargained sould alienated assigned & for Ever sett over and by these presents do give Grant confirme remise release bargain sell alienate assigne and for Ever set over unto the s^d Robert Thomas his Heires or assignes all that fifty acres of Land Lying at the head Of floods Creeke in Patomack River knowne appellated nominated & called by the name of Brownes Wood-house bounded as in the Pattent of the s^d Land Granted to William Browne the nineteenth day of November in the seven & twentieth year of his Lord-ships dominion Over this Province ann^o domini 1658 and assigned from the s^d Browne to Joseph Lucas, & from the s^d Lucas to the afores^d Thomas Bennitt, To have and hold th^e s^d fifty acres of Land to him the s^d Robert Thomas, his Heires or assignes for Ever with avouchment & warranty from the Just Claimes of any Person or Persons whatsoever In wittness whereof the said Thomas Bennitt to this present Indenture hath sett his hand and seale the day and year first above written

[p. 528]

Signed sealed and delivered in
the psence of us, The marke of
William Middleton

Thomas Bennitt
The seale
O

The marke of John Hodges

This Indenture made the Twentieth day of June in the Year of Our Lord God one Thousand six hundred fifty and nine Between Thomas Gerard of St^t Clements Mannor within the province of Maryland Esq^r Of the one pte and John Goldsmith of Wickocomaco River Planter of the Other part Wittneseth that the s^d Thomas Gerard hath for a valuable Consid^aoⁿ bargained and sould and by These Presents doe bargain and sell unto the said John Goldsmith one neck or Parcell of Land Bounded with a marked Tree standing at a poynt called Goldsmith poynt in Gerard Creeke and runing up the Creeke and run unto a marked Poplar standing upon the Edge of th^e high Ground for the Length of three hundred & twenty perches on the north side of the brook there and Extending from the s^d poplar north and north-west to a marked Oake standing on the north-side of a swampp, the head of the s^d Land being two hundred & twenty p^{ces} in breadth, and runing downe the swampp by a Lyne to a marked Oake called Bartons oake & from Bartons Oake on a line to the poynt called Goldsmith poynt containing by Estima^on two hundred acres be it More or Less lying and being within the

Liber B B Mann^r of Basford in the Province of Maryland afores^d Together with all woods und^r woods wayes waters ffishing ffowleing Easements profitts & Emoluments therunto belonging or in any wise appertaining To have & To hold the s^d two hundred acres Of Land with all benefitts profitts and hereditaments unto him the s^d John Goldsmith his Heires and assignes from the day of date hereof for Ever Yielding and paying therefore Yearly & every Year unto the s^d Thomas Gerard his heires or assignes two Bushells of Good sound Indian Corne and one fatt Capon at the feast of the Nativity of Our Blessed Saviour Or forty dayes before or after at the Mann^r House of S^t Clements afores^d & there to appear upon su^mons to doe homage & s^rvce at all Courts Leets & Courts Barrons that may or shall be holden upon the s^d mannor according to the Custome of England or the Law of this Province, Provided that the s^d John Goldsmith his heires or assignes shall not let or sett the Premises or any part therof to more or any more ffamilies then one there without the Consent of the said Thomas Gerard his Heires or assignes and th^e s^d Thomas Gerard doth for himsef his Heires and assignes Covenant promise and Grant to & with the s^d John Goldsmith his Heires and assignes by these Presents that the s^d John Goldsmith his Heires and assignes shall and may peaceably and Quietly have hold and possess and Injoy the s^d two hundred acres of Land with the apartenants without any Let Trouble evic^{ti}on or int^ruption of or by him the said Thomas Gerard his Heires or assignes or any person or persons Lawfully claiming from by or und^r him or any of them in Wittness wherof the parties first above named to this present Indenture Int^changably have sett ther hands and seales dated the day and Year first above written

Signed and delivered in the
p^rsence of Justician Gerard
Tho: Williamson

Tho: Gerard
the signe

Thomas Gerard Esq^r did this 26th day of May Anno^q domⁱ 1663 deliver unto John Goldsmith possession of the within mentioned Land by Livery and Seizon by Turff & Twigg in the p^rsence of Us

Thomas Notley
John Smith

I doe hereby warrant unto John Goldsmith & his heires for Ever the within parcell of Land & doe bind me my heires by vertue of These p^rsents to the same in confirma^{ti}on hereof I have hereunto set my hand this the 14th day of June Anno 1663 the Intent & meaning of these p^rsents is that I am hereby no further bound then the Extent of my Pattent from the Lord Baltemore

Wittness Thomas Notley
Justinian Gerard

Thomas: Gerard

This Indenture made the fourteenth day of July in the year of our God 1660 Between Thomas Gerard of St Clements mann^r Esq^r of the one pte and Benjamin Hammond of Wickocomaco River Plant^r of the other pte Wittnesseth That the s^d Thomas Gerard for [p. 530] valuable causes and considera^on him therunto movinge Hath demised granted and to Farme letten and by these p^sents doth demise grant & to farme Let unto the s^d Benjamin Hammond one hundred acres of Land lying of the North-side of Samuell Harries & butting upon Basford Bay all which demised p^rmises scituated lying & being within the Province of Mary-land With free Ingresse Egresse & regresse as also free Liberty of cutting of Timber-trees & other Woods to be employed for his use in and upon the p^rmises as also Liberty of Hawking Hunting ffishing and ffowling in the s^d Liberties (the Islands only and wild-hoggs accepted but in case the said Benjamin Hammond or his assignes do kill or take alive any Wild-Hoggs upon the s^d mann^r the one halfe so killed or taken to be Restored to the Lord of the Mann^r To have and to hold the s^d hundred acres of Land wth the apurtenances (Except before Excepted) unto the s^d Benjamin Hammond his Execut^{rs} administrat^{rs} and assignes from the feast of St Michaell the archangell next Ensueing the date hereof untill the full end and terme of one & twenty years be compleated & ended and it is further agreed by both parties that the s^d Benjamin Hammond shall seate no more ffamilys then One upon the s^d hundred acres of Land without the consent of the s^d Thomas Gerard his Heires or assignes, Yeelding and paying therefore yearly unto the s^d Thomas Gerard his heires or assignes, one Barrell of Good Indian Corne & a couple of Capons at the ffeast day of the Birth of Our Lord or forty dayes before or after the same ffeast at the mann^r house of St Clements & there to appear upon su^mons and to doe homage & s^rvce at all Court-leets and Courts Barons that may or shall be holden upon the s^d mann^r according to the usuall custome of England or the Law of the p^rvince & the s^d Thomas Gerard shall warrant and defend the demised p^rmises dureing the s^d Terme Of one & twenty years from all claimes & titles to be made by himselfe his heires Execut^{rs} Administrat^{rs} or assignes In Wittness wherof the p^rties first above named to this p^rsent Indenture Int^rchangably have sett there hands & seales dated the day and year first above written

Signed sealed and delivered in the presence of Thomas Williamson Robert Cole

Thomas Gerard
The seale
O

This Indenture made the twentyeth sixth day of January 16 . 4 [p. 531] Between Thomas Gerard of the Mann^r of St Clements in the province of Maryland Esq^r of the one pte and Robert Slye of Bushwood on Wickocomaco River merchant on the other pte, Wittnesseth that whereas the s^d Thomas Gerard hath by Patent bearing date the Eighteenth day of July 1642 under the Province seale and hand of

Liber B B Leonard Calvert the then Govern^r a certain Tract of Land Contayning about six Thousand acres and is comonly known by the Name of S^t Clements Mannor as by the s^d Pattent may more at Large appear and whereas there is an Intermarryage allready had made and Consummated before the date of these Presents Between the s^d Robert Slye & Susanna the Eledest daughter of the s^d Thomas Gerard in Considera^on whereof the s^d Thomas Gerard, both for himselfe his Heires Execut^rs administrat^{rs} and assignes hath Given granted and Enffeeffed and doe by these p^rsents firmly give grant and Enffeeffe unto the s^d Robert Sly his heires Execut^{rs} administrat^{rs} and assignes for ever, all that tract of Land Comonly called & known by the Name of Bushwood or white poynt containing about one Thousand acres of Land (be it more or Less) Lying in and being part of the s^d manner of S^t Clements afores^d and is Bounded as followeth (viz) Begining at the North-side of Blount poynt at a Cedar tree marked with nine Notches, Standing on the south-side of a Little Marsh & so Runing North-East and by East nearest to a marked tree wth Nine Notches at the head of a Little branch or swampe that Lyeth near Manotopison Run, and from the head of that Branch or swamp Easterly to a Beach-tree that standeth upon Manopotison runn by Brambly-path which Beach is also Markett with nine notches and from thence bounded with Manotopison runn unto the head thereof and from the head of the said run to Goe upon a North-East and by North Line nearest unto a marked Peckitory tree on the East-side of a Great Valley in the high Ground likewise marked and from thence North-east and by North unto the Utmost Extent of the s^d man^{or} & from the aforesaid Cedar on the west side bounded by Wickacomaco River unto the End of White poynt on both sides thereof, & from White poynt bounded with Miowaike Creek unto a Tree marked as afores^d standing by Bramley-path upon Miowaike-Runn, and from thence to Runn North North east Easterly over the high ground, unto the Utmost Extent of the s^d mannor with all p^rquisits profits and hereditaments whatsoever in as full & Large manner as the s^d Thomas Gerard now hath and also free Egress & Regresse Liberty of ffishing ffowling Hawking Hunting, falling & cutting of Wood or Timber or carrying it away from any place of the mann^r Either before or after it is wrought (inclosures only excepted) and the s^d Robert Slye his heires Execut^{rs} administrat^{rs} or Assignes to dispose of the said Timber either to building or what other Use, or Uses, he or they shall see or finde most convenient, and

[p. 532] he the said Robert Slye to have & to hold and Injoye by himselfe his heires Execut^{rs} administrat^{rs} or assignes for ever the afores^d devident of one Thousand acres of Land be it more or less wth all the accomoda^on therunto belonging in as quiet and ample manner as the s^d Thomas Gerard doth now hold his Land in the said provi^ce the s^d Thomas Gerard his heires Execut^{rs} administrat^{rs} or assignes being

to receive from the s^d Robt: Slye his Heirs Exce^{ts} administrators Liber B B
or assigns two Barrells of Indian Corne or twenty shillings in money
every year, which is to be paid at the Nativity of Lord on the twenty
fifth day of december and also to doe all the dutys and services of
ffreehold according to the custome of England or the Law of this
Province in Testimony Wherof I the said Thomas Gerard have
hereunto sett my hand the day and year first above written

Signed and delivered
in the presence of Susanna Gerard
Thomas Williamson
Justinian Gerard

Thomas Gerard
The seale
O

Thomas Gerard of the Province of Maryland Esq^r the within
donor or ffeefftor did this twenty fourth day of January one thou-
sand six hundred sixty and two in manner and forme of Law deliv-
ered unto the within named Robert Slye donee possession of the
within mentioned pcell of Land Together with all Houseings Build-
ings or Edifices whatsoever therunto belonging and vested him in all
the Priviledges Benefitts and comodities within Expressed therunto
Relateing by Livery and seizon by Turff and twigg in the psence of
us subscribers hereunto, and the same Land in mannor and forme as
is within Cōveyed he the s^d Gerard did Engage to warrant and def-
end against all manner of persons for the only use and behoofe and
benefitt of him the afores^d Slye and his heires for ever Wittness
our hands the day and year aforementioned

Thomas Notley
Justinian Gerard
John Smith

This Indenture made the fifth day of May in the sixteenth year
of the Reign of our soveraigne Lord King Charles &c: By and be-
tween Thomas Gerard of S^t Clements mann^r in the Province of Mary-
land Esq^r of the one pte and John Goldsmith of the same Province
Plant^r on the other pte Wittneseth that the s^d Thomas Gerard for
and in Considera^{on} of the Quantity of Eleven hundred pounds of
Good Marchantable Tobacco and Caske unto him the s^d Gerard at
and before the sealing and delivery of these Presents by the said John
Goldsmith well and truely paid the Receipt wherof the s^d Thomas
Gerard doth hereby acknowledge and himselfe therewith fully satis-
fyd and paid and thereof and every parte and parcell Thereof doth
clearly acquit exonerate and discharge the s^d John Goldsmith and
his Heires Execut^r and administrat^{rs} for Ever and by these p'sents
doth ffully and clearly and absolutely give Grant bargain sell alien-
ate assigne Transfer Enffeeoffe and confirme unto the s^d John Gold-
smith, his Heires and assignes for Ever all that pcell or Tract of
Land lying scituated and being in the County of S^t Marys & being

[p. 533]

Liber B B pte & pcell of the mann^r of Basford and now in the Tenure or occupation of him the said Gerard, being bounded as followeth (to say) Beginning at a marked Oake bounding on the s^d Goldsmiths land formerly purchased of him the s^d Gerard standing on the north side of a swampe and Runing East for the Length of sixty five perches unto a white Oake marked with nine notches and from thence South for the Length of two hundred and twenty perches to an Other white oake marked with nine notches standing upon another swampe and so Runing from thence unto a marked Popplar with nine notches stand upon Nothopskun swampp on the west side thereof being the extent of the s^d Goldsmiths Land pchased as afores^d containing by Estimacon one hundred acres, be it more or lesse with all It's Rights members Jurisdicions and appurtenances together with all and singular the feedings Pastures Woods, Wayes Easements, Profitts and Commodities whatsoever Together with ffree Liberty of Hawking Hunting upon the s^d Land in as ample a manner as the s^d Gerard ever had and Likewise free Ingresse Egresse and Regresse into the Forrest for all manner of Stocks Either Cattle Horses Mares or sheepe hoggs or other whatsoever unto the s^d John Goldsmith and unto his heires belong or any-wise appertaine to him the s^d John Goldsmith and his heires for ever To have and to hold the s^d Land and all singular other the premises to be herein or hereby Granted Bargained or sold with their and every of there Rights members and appurtenances whatsoever unto the s^d John Goldsmith his heires and assigns to the only proper use, and behoofe of the s^d John Goldsmith his heires and assigns for ever, and the s^d Thomas Gerard for himselfe his Heires Execut^{rs} and administrat^{rs} the s^d pcell of Land and all and singular, other the premises before granted bargained and sould with the apurtenances unto the s^d John Goldsmith and his heires to the only proper use and behoofe Of the s^d John Goldsmith his heires and assigns for Ever against him the s^d Gerard his heires or assigns and against all and Every other Person or Persons whatsoever Lawfully claiming by from or under him them or any of them and against all other Person or Persons whatsoever at all Times hereafter shall and will warrant and ever defend by these p^sents and the s^d John Goldsmith his heires and assigns and Every of them shall and may by force and vertue of these p^sents from time to time and at all times hereafter for ever Lawfully peaceably and Quietly haue hold use Occupie possesse and Injoye the afores^d Land and all and singular the before granted premisses with their and Every of their rights and apurtenances and have and Receive the Issues and profitts thereof to his and their proper use and behoofe without the

[p. 534] Lawfull lett suite trouble or denyall of him the said Thomas Gerard his Heires or Assignes or either or any of them and that free and clear and freely and clearly acquitted exonerated & discharged or other wise from time to time well sufficiently saved and kept harmless by

the s^d Thomas Gerard his Heires Execut^{rs} and administrat^{rs} of and Liber B B
 from all and all manner of former and oth^r guifts Grants Bargains
 suites Leases Mortgages Joynt^{rs} dowers titles of dowers statuts
 Recognizances Judgments or Executions whatsoever and of and from
 all other trouble and Incumbrāces whatsoever had made Comitted or
 suffered by him the said Thomas Gerard his Heires or assignes or
 by any other Person or Persons whatsoever Lawfull claiming from
 by or und^r him them or any of them or under his or their meanes act
 title consent interest privity or procurement Except and foreprizeing
 the Rent hereafter expressed to be paid to the s^d Thomas Gerard and
 his Heires by the s^d John Goldsmith and his Heires to say one Bushell
 of sheeld Indian Corne and a Capon to be payd therfore yearly once
 a year at the mannor-House of S^t Clements Mannor aforesaid forty
 dayes before or after the Nativity of our Saviour and theire to per-
 forme such other suites and services according to the tenure and
 custome of the Mannor as the Law of England and this Province
 allowes upon somones In wittness hereof the said Parties to this
 present Indenture Interchangably have sett their hands and seales
 the day and year first above written

The seale

Tho: O: Gerard }

This Indenture within written was signed sealed and delivered by
 Thomas Gerard Esq^r Int^rchanged to John Goldsmith in the presence
 of us

Thomas Notley
 Justinian Gerard
 John Smith

M^r Thomas Notley and M^r Justinian Gerard made Oath before
 me that they saw Livery and Seizen of the within mentioned parcell
 of Land unto John Goldsmith

Jurat coram me

Rob^t Slye

To all People to whom this present writeing shall come, I Thomas [p. 535]
 Gerard of S^t Clements Mannor in S^t Marys County in the Province
 of Mary-land Esq^r send Greeting Know yee that I the said Thomas
 Gerard as well for and in Consideration of the naturall affection
 and paturnall Love which I have and doe beare unto My Beloved
 sonne Justinian Gerard of the same Mannor and County aforesaid
 as also for divers other good causes and consideracons me at this
 p^rsent especially moveing have given and granted and by these
 p^rsents doe give grant and confirme unto the said Justinian Gerard
 all and singular that tract and parcell of Land knowne and called by
 the name of Brambly Plantation as Gerards Bramley situatued lying
 and being in the County aforesaid and at this instant in the tenure

Liber B B and occupation of me the said Thomas Gerard with Plantacon belongeth or appurtaineth unto S^t Clements mannor afore mentioned and is bounded as followeth to say Begining at Myawickes Creekes mouth and soe runinge upon the lyne of M^r Roberts Slys Land or Plantacon called Bushwood unto the utmost extent of the said mann^r of the one side, and by the River of Wickocomaco of the other side up to Bramly Creekes mouth and soe up the said Creeke and up the branch thereof to a marked white oake with nine notches which boundeth the Land of Thomas Notley and from the said tree runing upon a direct line North-East unto the utmost Extent if the afores^d mann^r into the woods Containing by Estimacon five hundred acres be it more or lesse Together with all the Orchards Gardens Structures edifices Buildings and and all other hereditaments to the same belonging or any Maner of way appertaining or with the s^d Land or Plantacon commonly used occupied or injoyed or which are excepted reputed or taken to be part parcell or member of the same Together with all commons and common of Pastures whatsoever to the same belonging as likewise free liberty of Hawking Hunting Fishing Fowling in and upon the said Mann^r or the Liberties thereof Together with all other priviledges benefitts and commodities and fall-ing of Timber upon the said mann^r in as full and ample manner as ever by me the s^d Thomas Gerard hath heretofore ben granted unto any Tennant holding of me upon the said mann^r or as fully or amply as I the s^d Gerard doe or may possess by my priviledge of my

[p. 536] Pattent of the s^d mannor from the Lord Baltemore Together with all and singular such Goods and Chattles and Implements of Household stuff servants for their Respective time to serve Horse and Mare Chattle Hogs or swine and Comodities whatsoever as are contained and specified in a certaine scedull hereunto annexed To have and to hold all and singular the Land or Plantacon aforesaid with all the Hereditaments rights priviledges goods Chattles and
 ► employments servants horse mare Chattle and hogs and all other commodities afore named Mentioned or Expressed or contained in the s^d scedull aforesaid to the aforesaid Justinian Gerard his Heires to his and their proper peculiar uses and behalfe for ever, thereof and therewith to doe use and dispose at his or their will and pleasure as of his or their proper Estate Goods or Chattles without any maner of Calling claime or demand of me the said Thomas Gerard or of any Other Person or Persons whatsoever for me in my Name by my cause meanes or procurement and without any money other things therefore to be Yielded payd or done unto me the s^d Thomas Gerard or to any other person or persons in any maner of way or Condition whatsoever unto me Relateing Saveing unto me the s^d Thomas Gerard one Barrell of Indian Corne and a couple of Cockes Rent yearly to be payd at the mann^r house of S^t Clements forty dayes

before or after the feast of the Nativity of our Blessed Saviour and Liber B B
 The said Thomas Gerard all and singular the above Granted given
 and bequeathed premises unto him the said Justinian Gerard and his
 heires to the use afores^d against all Persons doe and shall warrant,
 and for ever defend by these presents, nevertheless it's the true In-
 tent and meaning of These p'sents and be it hereby provided that in
 case the s^d Justinian Gerard shall happen to dye or depart this pres-
 ent life without Issue either male or female of his body Lawfully
 begotten that then in such case the aboves^d Land or Plantacon shall
 revert unto the heires of him the s^d Thomas Gerard serviueinge and
 furthermore Know yee that I the said Thomas Gerard in presence
 of the witnesses whose names are hereunto subscribed have put the
 s^d Justinian in full peaceable and Quiett possession of all and sin-
 gular the afores^d p'mises by delivery of the Land by Turff & Twigg
 and of the other part of the p'mises by ordering and saying Justinian
 goe take possession of all the p'mises contained in the deed & sceduell
 hereunto annexed to thine and thy heires use and uses as is Expressed
 in the s^d deed in confirmacon hereof I have hereunto sett my hand
 and seale the twenty seven day of May in the fifteenth year of the
 Reigne of Our Soveraigne Lord Charles the second King of Greate
 Brittain France & Ireland defender of the faith &c:

Thomas Gerard
 the O seale

Thomas Gerard Esq^r did signe seale and deliver the deed on the [p. 537]
 other side as his reall and voluntary act and deed together with pos-
 session of the Land and other things Expressed in the schedule here-
 unto annexed in manner and forme as is Expressed in the said deed
 in p'sence of us Thomas Notley, John Smith, Thomas Buckely the
 marke of John Gee Clause Cornelison

Thomas Notley and John Smith appeared before me and made
 oath that Thomas Gerard Esq^r did assigne seale and deliver the
 within deed as his act and deed unto Justinian Gerard and gave
 Livery and seizin of all the perticular as is above mentioned given
 under my hand the 30th day of August 1664/ Robert Slye

A schedule of severall Goods and Chattles relateing to the deed
 unto which these are annexed given and granted by me Thomas
 Gerard Esq^r unto my sonn Justinian Gerard and unto his heires for
 ever according to the said deed being as followeth/

One Bedd Bowlster pillowes Blanketts Rugg and sheets two Iron
 Potts one Brass-Kettle with a parcell of Milke Traves and Payles
 two Sawes, One Beating Pestle, three pewter dishes, two poringers,
 two silver spoons four Gunns or fflowing Peeeces seven falling axes
 fourteen hoes together with all other house-hold stuff now in the

Liber B B dwelling-house of the Plantacon not here named or expressed or which doth here belong or appertaine

Six men servants, by name

William Watts

Marke Rumley

Thomas Duejordan

John Dash

Jereremiall Donnow four years to serve

Nicholas Skidmore

one horse, one mare

seven Cowes and four Calves

one Bull four steeres oxen

Twenty one head of hoggs or swine together with their Increase altogether in number Thirty Eight

Caske convenient for packing all the Cropp that shall be made this next cropp in the Plantacon to say the Cropp of Tobacco

One Great Chest of drawers

One Chest for Cloaths

One sadle for a horse

All the poultry now belong to the Plantacon

five Ewes and a Ramm

a pewter drinking-Cupp

One dozen of wooden trenchers

a Conow

[p. 538] Corne and other provisions for the above servants this present year 1664

Beding for the servants

One damaske Table cloath

halfe a dozen Napkins

halfe a dozen Towells

The above perticulars together with the Land Expressed in the deed is in part of the said Justinians Portion given him by Will
witness my hand
Thomas Gerard

At a Court held at Newtowne for the County of S^t Maries the first Tuesday in March 1664/

Comand William Whittle and Susanna his wife to hold Covenant with John Pickering for one hundred acres of Land lying in Poplar hill Creeke in the County of S^t Maries Bounded as in the Pattent of the s^d Land granted to M^r Richard Bankes touching the said Land—

Luke Gardner

The Agreement is such that the said William Whittle have acknowledged a hundred acres of Land lying in Poplar-hill Creeke Bounded on the West with the Land of John Courts and ffrancis Pope on the south wth the said Creeke and as by Pattent the Bound

specified to be the right of John Pickering as the which the said Liber B B
 John Pickering hath if guift of the said William Whittle, and the
 same he hath remised and Quitt Claimed from him and his heires to
 the said John Pickering and his heires for Ever and further the said
 William Whittle have granted for him and the heires of the s^d
 William Whittles, that he will warrant to the said John Pickering
 and his heires the afores^d one hundred acres of Land with all the
 appurtenances according to the assignement by M^r Richard Bankes
 against him the s^d William Whittle and the heires of the s^d William
 Whittle for ever and for this Release Remise and Quitt Claime the
 afores^d John Pickering hath given unto the afores^d William Whittle
 the summ of six Thousand one hundred pound of Tobacco and
 Caske
Walter Hall

It is agreed this first day of February 1664 Between Gerrett Breed-
 ing of the one partie and Edward Ransell of the other partie as
 followeth

These witnesseth that I Gerrett Breeding hath for the value of
 twenty five hundred pounds of sound marchantable Tobacco and
 caske Bargained and sold & by these presents doth bargain and sell
 unto the said Edward Ransell the one halfe of a parcell of Land con-
 taintaing one hundred acres by Estemaçon Laid out being more or
 Lesse with the benefitts of the one halfe of the housing that be upon [p. 539]
 the s^d Land with all the same priviledges and appurtenances there-
 unto belonging To have and to hold the s^d parcell of Land the terme
 of the Lease granted by Thomas Gerard Esq^r unto Gerratt Breeding
 which beareth date the twenty eight day of January One Thousand
 six hundred and sixty to him the s^d Edward Ransell his heires
 Execut^{rs} administrat^{rs} or assignes for the s^d terme further it is agreed
 that the s^d Gerrett Breeding or Edward Ransell shall not sell any
 parte of the s^d Land without notice being given by Either party one
 year and dayes warning before any sale be made of the said Land
 Further It is agreed that If the said Ransell shall dye and Leave or
 give the s^d Land unto his heires Execut^{rs} administrat^{rs} or assignes
 that the s^d heires Execut^{rs} administrat^{rs} or assignes shall not any
 wise Cattle or hoggs upon the Land more then the said Ransell shall
 properly leave upon the s^d Land, It is agreed by the parties above
 mentioned that there shall not any servant be hired without the Con-
 sent of both parties alsoe the s^d Edward Ransell shall pay yearly and
 every year unto Thomas Gerard Esq^r one halfe Barrell of sound In-
 dian Corne and one Capon to be paid at or before the 25th of decem-
 ber any thing in the presents containing to the contrary notwith-
 standing

The marke of Gerrett

Signed sealed and delivered in the
 presence of us

Breeding

James Edmonds

George King

Liber B B Wee whose names are under written at the Request of M^r Richard Bankes and Peter Carradine who marryed the Relict of William Wright to devide two hundred acres of Land taken up formerly by M^r Richard Bankes and William Wright lying upon Popplar hill Creeke as by Pattent doth appear Is thus devided from a marked locus post and soe north by a line of marked Trees to the head of a Brooke where the Line trees of the s^d two hundred acres of Land was runn to a white Oake marked on four sides in a bottome of the s^d Branch or Brooke M^r Richard Bankes part lying on the East-side of the s^d land, and Peter Caradines part on the west-side of the s^d land and the clear ground to stand as former it was devided by a fence now standing Wittness our handes this 7th of Aprill 1665

Richard Bankes
John Lawson
Peter Carradine
Randolph Hanson
mark

· Wee whose names are here under written at the Request of John Booth Execut^{rs} of Thomas Ring and Dorothy Gooddeker Relict of Christopher Goodker deceased to devide a parcell of Land of Thomas Ringes with the s^d Christpher Goodeker bought of Thomas Ringe, and the s^d Ringe did acknowledge the sale and considera^on for the same in the County-Court of S^t Maries the devision is as followeth

In lew or to countervaille the clear ground of Thomas Ringes from the same clear ground from a marked heckkory on the hill-side near unto the clear ground by a Line runeing near unto North East unto Newtowne path by a marked red-Oake the parcell of ground Runing from the s^d line and the two above trees soe that the s^d parcell of
[p. 540] land all runing downe a poplar hill Creeke by the side of Thomas Ringes clear ground and soe to the new Calfe pasture ffences from the aboves^d heckery by a a line of marked trees southerly to William Tenehills land the s^d Dorothys land Lying Easterly and John Boothes Westerly of the s^d line in Wittness hereof wee have sett our hands this 8th of Aprill 1665

Richard Bankes
William Tenehills
marke

This above devident we accept of as wittness our hands the said year and day

John Boothes marke
Dorothy Gooddekers marke

Memorandum That the now Calfe Pasture which is in John Boothes devident is to be understood that Dorothy Gooddeker or her assignes is to make use of for seven years after the date above written for Calves/

At a Court held at Newtowne for the County of S^t Maries the first Tuesday in June 1665/ William Tenehill came into Court and acknowledged the following Conveyance unto William Marlo/ Liber B B

This Indenture made the 6th day of June 1665 Betwene William Tenehill of Popplar-hill in the County of S^t Maries of the one party and William Marlo of the same place and County of the Other party Witnesseth that the s^d William Tenehill for a Valuable Considera^on to him in hand paid hath given graunted released bargained sould assigned and for ever sett over and by these presents doth give grant release bargain sell assign and for ever sett over unto the s^d William Marlo his heires or assigns a parcell of Land lying at popplar-hill in the County of S^t Maries afores^d now in Tenure and Occupa^on of him the s^d Tenehill Bounded as in a conveyance of the s^d Land made from John Nevill and Christopher Carwell unto Richard Bennitt dated the twentyth and fourth day of October 1652 and assigned from the s^d Bennett unto Richard Wattson the 28th day of October 1652 and assigned from the Wattson unto the afores^d William Tenehill the 19th day of June 1655 Together with all Houseing Gardens Orchards and all other Profitts emoluments and Hereditaments any wise belonging or appertaing unto the s^d Land To have and to hold the s^d Land and all Other the premises hereby granted bargained or sould unto him the s^d William Marlo his heires or assigns for ever and the s^d William Tenehill for him selfe his heires Execut^{rs} and administrat^{rs} The s^d parcell of Land with the appurtenances unto the s^d William Marlo his heires or assigns against the s^d Tenehill his heires or assigns and against all other Person or Persons at all times hereafter shall and will warrant and ever defend by these presents and the s^d William Marlo his heires and assigns and every of them shall and may by force and virtue of the presents from time to time and at all times hereafter for ever, Lawfull peacably and Quietly have hold use Occupie and Injoy the afores^d land and all the before granted premisses and have and receive the Issues and profit thereof to his and there use and behoove for ever, without the Lawfull suite trouble denyall or Interruption of him the s^d William Tenehill, his heires Execut^{rs} administrat^{rs} or assigns for Ever In Wittnesseth whereof the s^d William Tenehill to his present Indenture hath hereunto put his hand and seale the day and year first above written Signed sealed and delivered William Tenehill his
in the presence of us marke the seale
Walter Pake
Thomas Bennitt

Thomas Leamar John Gero and Peter Leamar came in Court and acknowledged the following agreement unto William Tenehill

The agreement is such that Peter Leamar, Thomas Leamar and John Gero have ackledged a Tract of Land more or less, lying on

or assigns one Barrell of Good sound Indian Corne, or one hundred pounds of Good sound Marchantable Tobacco and Caske or tenn shillings in money sterling an two Cappons at the ffeast of the Nativity of Our Blessed Saviour or thirty dayes after at the mannor-house of S^t Clements and there to appear upon sommon to doe homage and services at all Court leets, and Courts Barrons that may or shall be holden upon the said mann^r according to the usuall custome of England or Law of this Province, Provided that the said Richard Uppate his heires or assigns or any claiming any right from or under them shall not seat any more ffamilies upon the s^d hundred and two acres then one furthermore If the Rent afores^d shall happen to be unpaid at the time Limited being Lawfully demanded or any other the s^d condiçions services or acknowledgements not done or performed, he the s^d Richard Uppate his heires or assigns shall be Lyable to such penallties in such cases provided either by the usuall custome of England or the Law of this Province any thing in this presence containing to the contrary notwithstanding And the s^d [p. 543] Thomas Gerard his heires or assigns shall defend the said bargain and sale from all just claimes and titles to be made by any person or persons whatsoever, in Testimony whereof the parties aboves^d to these presents interchangably have sett their hands and seales the day and year above written

Signed sealed and delivered in the presence of us the Interlyneing
before sealeing

Testis James Edmonds

Tho: Gerard

The seale +

The marke of Tho T C Cattlinge

At a Court held at Newtowne for the County of S^t Maries the first Tuesday in November 1665

Comand Alexand ffrizell of S^t Maries County Plant^r and his wife Sarah ffrizell that justly &c they keep with William Middleton & Richard Ridder of Poplar-hill p^cincts Planto^{rs} the Covenants etc: Of two hundrend and fifty acres of Land lying upon a branch of the Herring Creeke called Bennitts delight William Evans

And the agreement is such that the said Allexander ffrizell and his wife have acknowledged the afores^d with the appurtenances to be th^c Right of the s^d William Middleton and Richard Ridders, as those with the s^d William Middleton and Richard Ridders hath of the guift of the s^d Alexander ffrizell and Sarah ffrizell his wife, and the same they have remissed and quitt claimed from them and their heires to th^c afes^d Richard Ridder and William Middleton their heires Execut^{rs} administrat^{rs} and assigns for ever and further the s^d Alexander ffrizell and his wife Sarah have granted for them and the heires of th^c said Alexander that they will warrant to the said William Middleton and Richard Ridder their heires Execut^r administrat^{rs} and assigns the afores^d two hundred & fifty acres with the

Liber B B appurtenances, against them the said Alexander ffrizell and Sarah his wife, and the heires of the said Alexand^r for ever, and for this remise release and Quitt Claime the said William Middleton and Richard Ridder hath given unto the s^d Alexander The sum of two Thousand five hundred pounds of Tobacco
Walter Hall

Comand Docter Luke Barber and Elizabeth his wife of Bretton Bay in the County Of S^t Maries That justly &c: they keep with William Tettershall of the same Bay and County the Covenants &c: (Viz) of one parcell of Land, belonging to the Land Revell as it is allready Layd out and bounded and likewise of another parcer of Land lying on the south-side of Newetts Creeke in the same Bay and County Containing One hundred acres in measure/

William Evans

And the agreement is such that the s^d Luke Barber and Elizabeth his wife have ackknowledged the aboves^d pcells of Land with the appurtenances to be the right of the s^d William Tettershall as those wth the said William hath of the guift of the s^d Luke Barber and Elizabeth his wife, and the same they have remissed and Quitt Claimed from them and their heires to the afores^d William Tettershall his heires and assignes for ever and further the s^d Luke Barber
[p. 544] and Elizabeth his wife have granted For them and their heires That they will warrant to the afores^d William Tettershall and to his heires and assignes both the afores^d parcell of Land with the appurtenances against the s^d Luke Barber and Elizabeth his wife and the heires of the s^d Luke and Elizabeth for ever And for this remise Release and Quitt Claime the s^d William Tettershall hath Given unto the said Luke Barber and Elizabeth his Wife the summe of Twelve Thousand Pounds of Tobacco and Caske
Walter Hall/Cle^r/

Luke Barber
Elizabeth Barber

At a Court held at Newtowne for the County of S^t Maries the first Tuesday in June 1666

Comand John Camell of Popplar-hill in the County of S^t Maries Plant^r that justly &c: he keep with William Marlo of the same place and County Plant^r the Covenant &c: (viz) of a parcell of Land called the Out let Lying scituated and being in the East side of Popplar-hill Creeke in the County Of S^t Maries aforesaid Containing one hundred acres in measure
Tho: Dent

And the agreement is such that the said John Camell have acknowledged the aboves^d hundred acres of Land with the appurtenants to be the right of the s^d William Marlo as these with the s^d William Marlo have of the guift of the s^d John Camell, and the

same he hath remised and Quitt claimed from him and his heires to the afores^d William Marlo his heires and assignes for ever, and further more the s^d John Camell have granted for him and his heires, that he will warrant to the afores^d William Marlo and to his heires or assignes the aforesaid hundred acres of Land with the appurtenances against him the s^d John Camell and the heires of the said John Camell for ever, and for this remise release and Quitt Claime the said William Marlo hath given unto the s^d John Camell the Sum of Two Thousand Pounds of Tobacco and Caske

Walter Hall: Cle^r

John Camells
marke

This Indenture made the twenty sixth day of May anno One Thousand six hundred sixty and six Between John Compton of Charles County and Robert Page of S^t Maries County Plant^{rs} in the Provinces of Mary-land of the one pte and Walter Bayne of Charles County and Province afores^d Plant^r in the Other parte Wittnesseth the s^d John Compton and Robert Page as well for and in consideration of a valuable satisfaction in hand paid before the Ensealling and delivery hereof by the said Walter Bayne whereof and wherewith the said John Compton and Robert Page doth acknowledge themselves satisfied Contented and paid and thereof and of Every part and parcell thereof doth acquitt and discharge the said Walter Bayne his heires Excec^{ts} administrat^{rs} and every of them by these Presents as alsoe for divers good causes and considerations them thereunto moveing have granted bargained sould assigned sett over and confirmed and by these presents doe fully clearly and absolutely grant Bargaine sell assigne sett over and confirme unto the said Walter Bayne, his heires Excec^{ts} administrat^{rs} and assignes, all that parcell of Land scituated Lying and being in S^t Maries County Lying upon the North-side of Wicacomaco River backwards in the woods called Brothwood begining at a Bounded White Oake the bound tree of Edward Swanns called Engliston Runing north for breadth the Length of two hundred and fifty pearches to a bounded Beach bonded in the north by a lyne drawne east from the s^d Beach for the Length of five hundred pearches to a Bounded Chestnutt on the East by a Lyne drawne south from the End of the former lyne to a bounded Pekecary the bound tree of Edward Swane aforesaid on the south with the said Swans Land afores^d on the west with the said north lyne Containing and now laid out for eight hundred acres more or lesse all and singular with the said parcell of Land Together with all and singular the Houses Buildings Structures or Edifices, whatsoever therunto belonging or appertaining Together with all the Orchards Gardens Pastures feedings Commons, Commons of pastures Range for hoggs woods underwoods water, water courses

Liber B B fishing Fowling wayes easements profitts Commodities an hereditaments whatsoever unto the parcell of Land belonging or in any maner of waye appertaining To have and to hold the said parcell of Land and all and singular the premises aforementioned to be hereby bargained and sould with the appurtenances and every part and parcell thereof whatsoever before named or recited unto the said Walter Bayne and his heires Excec^{ts} administrat^{rs} and assignes for ever Yielding and paying therefore yearly the just sume of sixteen shillings sterling in silver or Gold or the full value thereof in such Commodities as his Lordships Receivers or Collect^{rs} shall Excepte of whensoever by them Lawfully demand being the Rent of the above-

[p. 546] said Land and the said John Compton and and Robert Page for themselves and their heires Excec^{ts} administrat^{rs} do covenant grant and agree to and with the said Walter Bayne his Excec^{ts} administrat^{rs} and assignes and every of them by these presents that the said Walter Bayne his Excec^{ts} administrat^{rs} and assignes shall and may Lawfully peacably and Quietly have hold occupie possess and Enjoye all and singular the before mentioned premises by these presents Bargained and sould and every part and parcell thereof with every the Rights members and appurtenances without the Lawfull Lett suite trouble eviction Expulsion Interruption or demand of or by the said Compton or Page or of or by their heires Excec^{ts} administrat^{rs} or any or either of them or of or by any other person or persons Lawfully Claimeing from by or under them or any of them or their or any of their uses or by from or under their or any of their Title Estate meanes or procurement as alsoe acquitted and discharged or within Convenient time after Reasonable Request made well and sufficient saved and keep harmeless of and from all manner of former and other bargaines sales Estates former Leases Titles of Dower or any other Titles of Rights Joyntures uses Intailes Will Rents charges Rent services arrearages of Rents Statuts Recognizances Judgments Executions Titles Troubles Charges and demands whatsoever had made done committed or wittinly or willingly suffered by the said John Compton or Robert Page their heires or assignes or any of them or of or by any other person or persons whatsoever Lawfully Claiming by from or under them or any of them or to their or any of their uses or by their or any of their Titles, Estate meanes or procurements and the s^d John Compton and Robert Page for themselves their heires Excec^{ts} and administrat^{rs} all and singular the before bargained premises with their appurtenances and every part and parcell thereof unto the said Walter Bayne his heires Excec^{ts} administrat^{rs} and assignes to the Intent and meaning aforesaid shall and will warrant and ever defend by These presents In Wittness whereof the parties first above named to these present Indenture have Inter-

changably sett their hands and seales the day and year first above written Liber B B

Signed sealed and delivered

John Comptons hand

together with possession in

and seale

Livery and seisin by Turff and

Robert Pages hand

Twigg in presence of us.

hand and seale

Andrew Ward

Jonathan Marler

The word County being Interlined before assignement/

John Compton and Robert Page made acknowledgement of the [p. 547]
above written Conveyance unto Walter Beane at a Court held at
Newtowne for the County of S^t Maries the first Tuesday in June
1666/

Walter Hall

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